

EIGHTIETH DAY

MORNING SESSION

Senate Chamber, Olympia, Wednesday, April 1, 2009

The Senate was called to order at 9:00 a.m. by President Owen. The Secretary called the roll and announced to the President that all Senators were present with the exception of Senators Benton, Hobbs, Kohl-Welles and Prentice.

The Sergeant at Arms Color Guard consisting of Pages Nicholas Landis and Ava Clarridge, presented the Colors. Pastor Betty Hatter of the City of Truth Ministries Church offered the prayer.

MOTION

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

MOTION

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

REPORTS OF STANDING COMMITTEES

March 30, 2009

ESHB 1445 Prime Sponsor, Committee on Ways & Means: Providing benefits to domestic partners under the Washington state patrol retirement system. Reported by Committee on Transportation

MAJORITY recommendation: Do pass as amended. Signed by Senators Haugen, Chair; Marr, Vice Chair; Berkey; Eide; Jarrett; Kastama; Kauffman; Kilmer; King and Ranker.

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

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

Passed to Committee on Rules for second reading.

March 30, 2009

HB 1448 Prime Sponsor, Representative Hurst: Granting tribal authorities limited control over speed limits on nonlimited access state highways within tribal reservation boundaries. Reported by Committee on Transportation

MAJORITY recommendation: Do pass as amended. Signed by Senators Haugen, Chair; Marr, Vice Chair; Swecker; Becker; Berkey; Eide; Jarrett; Kastama; Kauffman; Kilmer; King and Ranker.

Passed to Committee on Rules for second reading.

MOTION

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

MOTION

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

SIGNED BY THE PRESIDENT

The President has signed:

SUBSTITUTE SENATE BILL NO. 5012,
SUBSTITUTE SENATE BILL NO. 5030,
SUBSTITUTE SENATE BILL NO. 5035,
SUBSTITUTE SENATE BILL NO. 5043,
SUBSTITUTE SENATE BILL NO. 5055,
SUBSTITUTE SENATE BILL NO. 5131,
ENGROSSED SENATE BILL NO. 5135,
SENATE BILL NO. 5156,
SENATE BILL NO. 5184,
SUBSTITUTE SENATE BILL NO. 5190,
ENGROSSED SUBSTITUTE SENATE BILL NO. 5228,
ENGROSSED SUBSTITUTE SENATE BILL NO. 5238,
SUBSTITUTE SENATE BILL NO. 5261,
SUBSTITUTE SENATE BILL NO. 5290,

MOTION

Senator Eide moved that Substitute House Bill No. 1283 be removed from the Consent Calendar and placed on the second and third reading calendar.

**SECOND READING
CONFIRMATION OF GUBERNATORIAL APPOINTMENTS**

MOTION

Senator Kastama moved that Gubernatorial Appointment No. 9152, Bruce L. Lachney, as a member of the Board of Trustees, Clover Park Technical College District No. 29, be confirmed.

Senator Kastama spoke in favor of the motion.

MOTION

On motion of Senator Marr, Senators Fairley, Kohl-Welles, McAuliffe, Oemig and Prentice were excused.

MOTION

On motion of Senator Brandland, Senator Benton was excused.

APPOINTMENT OF BRUCE L. LACHNEY

The President declared the question before the Senate to be the confirmation of Gubernatorial Appointment No. 9152, Bruce L. Lachney as a member of the Board of Trustees, Clover Park Technical College District No. 29.

The Secretary called the roll on the confirmation of Gubernatorial Appointment No. 9152, Bruce L. Lachney as a member of the Board of Trustees, Clover Park Technical College District No. 29 and the appointment was confirmed by the following vote: Yeas, 45; Nays, 0; Absent, 1; Excused, 3.

Voting yea: Senators Becker, Berkey, Brandland, Brown, Carrell, Delvin, Eide, Fairley, Franklin, Fraser, Hargrove, Hatfield, Haugen, Hewitt, Holmquist, Honeyford, Jacobsen, Jarrett, Kastama, Kauffman, Keiser, Kilmer, King, Kline, Marr, McAuliffe, McCaslin, McDermott, Morton, Murray, Oemig, Parlette, Pflug, Pridemore, Ranker, Regala, Roach, Rockefeller, Schoesler, Sheldon, Shin, Stevens, Swecker, Tom and Zarelli

Absent: Senator Hobbs

Excused: Senators Benton, Kohl-Welles and Prentice

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Gubernatorial Appointment No. 9152, Bruce L. Lachney, having received the constitutional majority was declared confirmed as a member of the Board of Trustees, Clover Park Technical College District No. 29.

INTRODUCTION OF SPECIAL GUESTS

The President welcomed and introduced Bruce L. Lachney and Dr. John Walstrum, President of Clover Park Technical College who were seated in the gallery.

SECOND READING CONFIRMATION OF GUBERNATORIAL APPOINTMENTS

MOTION

Senator Jacobsen moved that Gubernatorial Appointment No. 9112, Kay Slonim, as a member of the Board of Tax Appeals, be confirmed.

Senator Jacobsen spoke in favor of the motion.

MOTION

On motion of Senator Brandland, Senator Carrell was excused.

MOTION

On motion of Senator Kauffman, Senator Hobbs was excused.

APPOINTMENT OF KAY SLONIM

The President declared the question before the Senate to be the confirmation of Gubernatorial Appointment No. 9112, Kay Slonim as a member of the Board of Tax Appeals.

The Secretary called the roll on the confirmation of Gubernatorial Appointment No. 9112, Kay Slonim as a member of the Board of Tax Appeals and the appointment was confirmed by the following vote: Yeas, 45; Nays, 0; Absent, 0; Excused, 4.

Voting yea: Senators Becker, Berkey, Brandland, Brown, Carrell, Delvin, Eide, Fairley, Franklin, Fraser, Hargrove, Hatfield, Haugen, Hewitt, Holmquist, Honeyford, Jacobsen, Jarrett, Kastama, Kauffman, Keiser, Kilmer, King, Kline, Marr, McAuliffe, McCaslin, McDermott, Morton, Murray, Oemig, Parlette, Pflug, Pridemore, Ranker, Regala, Roach, Rockefeller, Schoesler, Sheldon, Shin, Stevens, Swecker, Tom and Zarelli

Excused: Senators Benton, Hobbs, Kohl-Welles and Prentice

Gubernatorial Appointment No. 9112, Kay Slonim, having received the constitutional majority was declared confirmed as a member of the Board of Tax Appeals.

SECOND READING

SUBSTITUTE HOUSE BILL NO. 1254, by House Committee on Agriculture & Natural Resources (originally sponsored by Representatives Schmick, Blake, Ormsby, Walsh, Sullivan, Parker and Kretz)

Creating the Washington grain commission.

The measure was read the second time.

MOTION

On motion of Senator Hatfield, the rules were suspended, Substitute House Bill No. 1254 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Senator Hatfield spoke in favor of passage of the bill.

The President declared the question before the Senate to be the final passage of Substitute House Bill No. 1254.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 1254 and the bill passed the Senate by the following vote: Yeas, 45; Nays, 0; Absent, 0; Excused, 4.

Voting yea: Senators Becker, Berkey, Brandland, Brown, Carrell, Delvin, Eide, Fairley, Franklin, Fraser, Hargrove, Hatfield, Haugen, Hewitt, Holmquist, Honeyford, Jacobsen, Jarrett, Kastama, Kauffman, Keiser, Kilmer, King, Kline, Marr, McAuliffe, McCaslin, McDermott, Morton, Murray, Oemig, Parlette, Pflug, Pridemore, Ranker, Regala, Roach, Rockefeller, Schoesler, Sheldon, Shin, Stevens, Swecker, Tom and Zarelli

Excused: Senators Benton, Hobbs, Kohl-Welles and Prentice

SUBSTITUTE HOUSE BILL NO. 1254, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

PERSONAL PRIVILEGE

Senator Fraser: "Thank you Mr. President. I noticed that we have some very special guests today from the Evergreen State College. I'd like to note that this is the men's basketball team of the Evergreen State College accompanied by the Evergreen's President, Les Purce. As you know I represent the gooey duck district in our state, gooey ducks are the mascots of Evergreen State College and we actually have two members of the senate who are graduates, so we have two official gooey ducks here in the senate. Greeners, Senator Swecker and Senator Ranker and the men's basketball team at Evergreen State College is, really has had an extraordinarily successful year. They have extraordinarily talented players and they are also academic achievers. For the second year in a row and for the third time in it's history they have had a twenty-win season, two years in a row. How's that for good? The highlight was a dramatic come from behind win over Bluefield College of Virginia in a tournament where they were down by fifteen points and then rallied to win one-hundred one to eighty-six so that's plus fifteen points. A special recognition is one of their players is Nate Menefee who scored forty-eight points himself, a school record and the second most points in tournament history. I'm pleased to say that he also graduated from high school in my district. He's been, Nate Menefee has been named a Cascade Collegiate Conference player of the year and a first team All American. Also named an All American conference team player was Nicholas Moore who is from Graham in Pierce County and two other team mates were named Academic All Americans, John Levi from Tacoma who is also a House Intern this year and Aaron Schlund a senior from Bothell. So, we have people from all around our state who are attending Evergreen so it's wonderful, Mr. President, to have this very talented team here and to remind us that in the middle of 'March Madness' that the NCAA tournament isn't the only stage for great inspiring basketball."

INTRODUCTION OF SPECIAL GUESTS

The President welcomed and introduced members of the Evergreen State College Basketball Team; Michael War; Tyrell

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Dixon; John Levi III; Amos Saffold; Scott Halasz; Nathan Menefee; Johnny Sarysz; Julio Feliciano; Aaron Schlund; Marcus Wright; Nicholas Moore; Anthony Gallagher; Steve Trotter; Emmanuel Olekaibe and Jamaal Thomson and Head Coach, Jeff Drinkwine; Assistant Coaches, Leonard Barnes, Kaelen Moore and Lenny Roger and Athletic Trainer Rebecca Johnson; is the Evergreen State College President, Les Purce; Vice President for Student Affairs Art Costantino and Athletic Director Dave Weber who were seated in the gallery.

SECOND READING

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1401, by House Committee on Health Care & Wellness (originally sponsored by Representatives Cody, Hinkle, Morrell, Ericksen, Green, Moeller and Kelley)

Concerning the standard health questionnaire.

The measure was read the second time.

MOTION

On motion of Senator Keiser, the rules were suspended, Engrossed Substitute House Bill No. 1401 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Senators Keiser and Pflug spoke in favor of passage of the bill.

The President declared the question before the Senate to be the final passage of Engrossed Substitute House Bill No. 1401.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute House Bill No. 1401 and the bill passed the Senate by the following vote: Yeas, 46; Nays, 0; Absent, 0; Excused, 3.

Voting yea: Senators Becker, Berkey, Brandland, Brown, Carrell, Delvin, Eide, Fairley, Franklin, Fraser, Hargrove, Hatfield, Haugen, Hewitt, Hobbs, Holmquist, Honeyford, Jacobsen, Jarrett, Kastama, Kauffman, Keiser, Kilmer, King, Kline, Marr, McAuliffe, McCaslin, McDermott, Morton, Murray, Oemig, Parlette, Pflug, Pridemore, Ranker, Regala, Roach, Rockefeller, Schoesler, Sheldon, Shin, Stevens, Swecker, Tom and Zarelli

Excused: Senators Benton, Kohl-Welles and Prentice
ENGROSSED SUBSTITUTE HOUSE BILL NO. 1401, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SECOND READING

SUBSTITUTE HOUSE BILL NO. 1510, by House Committee on Health Care & Wellness (originally sponsored by Representatives Ross, Klippert and Johnson)

Regarding disclosure of confidential information on birth certificates.

The measure was read the second time.

MOTION

On motion of Senator Keiser, the rules were suspended, Substitute House Bill No. 1510 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Senators Keiser and Pflug spoke in favor of passage of the

bill.

The President declared the question before the Senate to be the final passage of Substitute House Bill No. 1510.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 1510 and the bill passed the Senate by the following vote: Yeas, 46; Nays, 0; Absent, 0; Excused, 3.

Voting yea: Senators Becker, Berkey, Brandland, Brown, Carrell, Delvin, Eide, Fairley, Franklin, Fraser, Hargrove, Hatfield, Haugen, Hewitt, Hobbs, Holmquist, Honeyford, Jacobsen, Jarrett, Kastama, Kauffman, Keiser, Kilmer, King, Kline, Marr, McAuliffe, McCaslin, McDermott, Morton, Murray, Oemig, Parlette, Pflug, Pridemore, Ranker, Regala, Roach, Rockefeller, Schoesler, Sheldon, Shin, Stevens, Swecker, Tom and Zarelli

Excused: Senators Benton, Kohl-Welles and Prentice
SUBSTITUTE HOUSE BILL NO. 1510, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SECOND READING

HOUSE BILL NO. 1569, by Representatives Liias, O'Brien, Hope, Sells, Dunshee, Kagi, McCoy, Morrell and Ormsby

Establishing local public works assistance funds.

The measure was read the second time.

MOTION

On motion of Senator Fairley, the rules were suspended, House Bill No. 1569 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Senator Fairley spoke in favor of passage of the bill.

The President declared the question before the Senate to be the final passage of House Bill No. 1569.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 1569 and the bill passed the Senate by the following vote: Yeas, 45; Nays, 1; Absent, 0; Excused, 3.

Voting yea: Senators Becker, Berkey, Brandland, Brown, Carrell, Delvin, Eide, Fairley, Franklin, Fraser, Hargrove, Hatfield, Haugen, Hewitt, Hobbs, Holmquist, Honeyford, Jacobsen, Jarrett, Kastama, Kauffman, Keiser, Kilmer, King, Kline, Marr, McAuliffe, McCaslin, McDermott, Morton, Murray, Oemig, Parlette, Pflug, Pridemore, Ranker, Regala, Roach, Rockefeller, Schoesler, Sheldon, Shin, Stevens, Swecker and Tom

Voting nay: Senator Zarelli

Excused: Senators Benton, Kohl-Welles and Prentice
HOUSE BILL NO. 1569, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 9:50 a.m., on motion of Senator Eide, the Senate was declared to be at ease subject to the call of the President.

The Senate was called to order at 10:52 a.m. by President Owen.

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SECOND READING

ENGROSSED HOUSE BILL NO. 2040, by Representatives Conway and Condotta

Concerning the work of the joint select committee on beer and wine regulation.

The measure was read the second time.

MOTION

Senator Keiser moved that the following amendment by Senator Kohl-Welles be adopted.

On page 15, after line 3, insert the following:

"NEW SECTION. Sec. 13 This act takes effect January 1, 2010."

Senator Keiser spoke in favor of adoption of the amendment.

The President declared the question before the Senate to be the adoption of the amendment by Senator Kohl-Welles on page 15, after line 3 to Engrossed House Bill No. 2040.

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

MOTION

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

On page 1, line 2 of the title, after "regulation;" strike the remainder of the title and insert "amending RCW 66.28.180; adding new sections to chapter 66.28 RCW; repealing RCW 66.28.010; and providing an effective date."

MOTION

On motion of Senator Keiser, the rules were suspended, Engrossed House Bill No. 2040 as amended by the Senate was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Senators Keiser and Hewitt spoke in favor of passage of the bill.

The President declared the question before the Senate to be the final passage of Engrossed House Bill No. 2040 as amended by the Senate.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 2040 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 45; Nays, 1; Absent, 1; Excused, 2.

Voting yea: Senators Becker, Berkey, Brandland, Brown, Carrell, Delvin, Eide, Fairley, Franklin, Fraser, Hargrove, Hatfield, Haugen, Hewitt, Hobbs, Holmquist, Honeyford, Jacobsen, Jarrett, Kastama, Kauffman, Keiser, Kilmer, King, Kline, Marr, McCaslin, McDermott, Morton, Murray, Oemig, Parlette, Pflug, Prentice, Pridemore, Ranker, Regala, Roach, Rockefeller, Schoesler, Sheldon, Shin, Stevens, Swecker and Zarelli

Voting nay: Senator McAuliffe

Absent: Senator Tom

Excused: Senators Benton and Kohl-Welles

ENGROSSED HOUSE BILL NO. 2040 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SECOND READING

HOUSE BILL NO. 1034, by Representatives Morrell, Moeller, Kelley, Hurst, Miloscia, Hunt, Appleton and Chase

Concerning rental or lease of armories.

The measure was read the second time.

MOTION

On motion of Senator Fairley, the rules were suspended, House Bill No. 1034 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Senator Fairley spoke in favor of passage of the bill.

The President declared the question before the Senate to be the final passage of House Bill No. 1034.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 1034 and the bill passed the Senate by the following vote: Yeas, 47; Nays, 0; Absent, 0; Excused, 2.

Voting yea: Senators Becker, Berkey, Brandland, Brown, Carrell, Delvin, Eide, Fairley, Franklin, Fraser, Hargrove, Hatfield, Haugen, Hewitt, Hobbs, Holmquist, Honeyford, Jacobsen, Jarrett, Kastama, Kauffman, Keiser, Kilmer, King, Kline, Marr, McAuliffe, McCaslin, McDermott, Morton, Murray, Oemig, Parlette, Pflug, Prentice, Pridemore, Ranker, Regala, Roach, Rockefeller, Schoesler, Sheldon, Shin, Stevens, Swecker, Tom and Zarelli

Excused: Senators Benton and Kohl-Welles

HOUSE BILL NO. 1034, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SECOND READING

SENATE BILL NO. 5352, by Senators Haugen and Marr

Making 2009-11 transportation appropriations.

MOTION

On motion of Senator Haugen, Substitute Senate Bill No. 5352 was substituted for Senate Bill No. 5352 and the substitute bill was placed on the second reading and read the second time.

MOTION

Senator Swecker moved that the following amendment by Senator Carrell be adopted.

On page 8, beginning on line 17, strike all material through "schedule." on line 29

Renumber subsections consecutively and correct internal references accordingly.

Senators Carrell, Roach and Pflug spoke in favor of adoption of the amendment.

Senators Haugen, Marr, Swecker and Kilmer spoke against adoption of the amendment.

The President declared the question before the Senate to be the adoption of the amendment by Senator Carrell on page 8, line 17 to Substitute Senate Bill No. 5352.

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

MOTION

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Senator Jarrett moved that the following amendment by Senator Jarrett be adopted.

On page 26, after line 32, insert the following:

"(8) Funds provided for the commute trip reduction program may also be used for the growth and transportation efficiency center program."

Senator Jarrett spoke in favor of adoption of the amendment.

The President declared the question before the Senate to be the adoption of the amendment by Senator Jarrett on page 26, after line 32 to Substitute Senate Bill No. 5352.

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

MOTION

Senator Kilmer moved that the following amendment by Senators Kilmer, Haugen and Swecker be adopted.

On page 27, after line 23, insert the following:

"(7) As a priority task, the Washington state ferries is directed to propose a comprehensive incident and accident investigation policy and appropriate procedures, and to provide the proposal to the legislature by November 1, 2009, using existing resources and staff expertise. In addition to consulting with ferry system unions and the United States coast guard, the Washington state ferries is encouraged to solicit independent outside expertise on incident and accident investigation best practices as they may be found in other organizations with a similar concern for marine safety. The proposed policy must contain, at a minimum:

(a) The definition of an incident and an accident and the type of investigation that is required by both types of events;

(b) The process for appointing an investigating officer or officers and a description of the authorities and responsibilities of the investigating officer or officers;

(c) The process of working with the affected employee or employees in accordance with the employee's or employees' respective collective bargaining agreement and the appropriate union officials, within protocols afforded to all public employees;

(d) The process by which the United States coast guard is kept informed of, interacts with, and reviews the investigation;

(e) The process for review, approval, and implementation of any approved recommendations within the department; and

(f) The process for keeping the public informed of the investigation and its outcomes, in compliance with any affected employee's or employees' respective collective bargaining agreement and state laws and rules regarding public disclosure under chapter 42.56 RCW."

Senator Kilmer spoke in favor of adoption of the amendment.

The President declared the question before the Senate to be the adoption of the amendment by Senators Kilmer, Haugen and Swecker on page 27, after line 23 to Substitute Senate Bill No. 5352.

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

MOTION

Senator Jarrett moved that the following amendment by Senator Jarrett be adopted.

On page 36, after line 6, insert the following:

"(29) The legislature is committed to the funding and construction of R8A in a timely manner, supporting the construction of Sound Transit's East Link. The department shall complete the process of negotiating the airspace lease with Sound Transit, including appropriate and independent facility asset assessments required to accommodate the use and funding of the I-90 center roadway for East Link in support of East Link

project milestones."

Senators Jarrett, Haugen and Murray spoke in favor of adoption of the amendment.

Senators Swecker, Pflug and King spoke against adoption of the amendment.

Senator Pflug demanded a roll call.

The President declared that one-sixth of the members supported the demand and the demand was sustained.

The President declared the question before the Senate to be the adoption of the amendment by Senator Jarrett on page 36, after line 6 to Substitute Senate Bill No. 5352.

ROLL CALL

The Secretary called the roll on the adoption of the amendment by Senator Jarrett and the amendment was adopted by the following vote: Yeas, 29; Nays, 18; Absent, 0; Excused, 2.

Voting yea: Senators Berkey, Brown, Eide, Fairley, Franklin, Fraser, Hargrove, Hatfield, Haugen, Hobbs, Jacobsen, Jarrett, Kastama, Keiser, Kilmer, Kline, Marr, McAuliffe, McDermott, Murray, Oemig, Prentice, Pridemore, Ranker, Regala, Rockefeller, Sheldon, Shin and Tom

Voting nay: Senators Becker, Brandland, Carrell, Delvin, Hewitt, Holmquist, Honeyford, Kauffman, King, McCaslin, Morton, Parlette, Pflug, Roach, Schoesler, Stevens, Swecker and Zarelli

Excused: Senators Benton and Kohl-Welles

POINT OF ORDER

Senator Stevens: "I believe that this measure may require a super majority vote under provisions of law enacted last year by Initiative 960. This measure requires the Transportation Commission to oppose various tolls and rate changes without specifying their particular amount or use. This language is found in section 205 of the measure before us and I believe this language is problematic for two reasons; number one, I believe that the designation of open ended rate setting authority to an agency violates the plain language of Initiative 960 which requires the legislature to set and approve tax and fee rates. Simply delegating this authority to an unelected commission without any guidance is improper. Second, I note that in the past you have differentiated between taxes and fees for the purpose of Initiative 960, stating that a fee must be tightly drawn to match a specific charge for a narrow purpose. In this case, because there is no specific charge amount, let alone any specific language limiting the purpose for which the proceeds may be spent, I submit that this toll and rate setting authority in the bill is in fact a tax which requires two-thirds vote for final passage. My inquiry Mr. President, is as the application of the provision of I-960 to this matter and whether a super majority vote is needed for final passage. Thank you, Mr. President."

POINT OF ORDER

Senator Haugen: "I believe this does not...."

REMARKS BY THE PRESIDENT

President Owen: "Senator Haugen, are you raising to point of order?"

POINT OF ORDER

Senator Haugen: "Point of order Mr. President. Thank you Mr. President. This provision affirms the Transportation Commission already has the authority to set tolls on three public projects; the Tacoma Narrows Bridge, State Route 167 and the state ferries. This is not new. The commission already has this

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authority granted by the legislature. This bill simply confirms the commissions preexisting authority. No taxes or fees are raised because no revenue is increased. The bill is not subject to the provision of I-960. Even if the bill was subject to I-960 it only impacts the payment of fees and therefore a simple majority is sufficient. The payment of tolls is a payment explicitly connected to the use of public project. Here these projects are a bridge, a road and a state ferry. The payment of tolls allow the person use of the public facility to which it is connected. The nexus is strong and direct. Because of the close nexus between the person paying the tolls and the use of the facility, the toll is a fee. Payment of fees is not subject to super-majority requirements of I-960 but rather requires only a simple majority. The point of order is not well taken."

POINT OF ORDER

Senator Pflug: "In regards to the question of whether or not the tolls are related specifically to..."

REPLY BY THE PRESIDENT

President Owen: "Senator Pflug, the President allows only an argument, one of either side and that has been done. Thank you."

MOTION

Senator Keiser moved that the following amendment by Senator Keiser be adopted.

On page 36, after line 6, insert the following:

"(29) \$13,977,496 of the transportation partnership account-state appropriation is a reappropriation provided solely for project 850901F, as identified in the LEAP transportation document in subsection (1) of this section: SR 509/I-5 to Sea-Tac Freight & Congestion Relief. However, this appropriation shall be reduced to reflect expenditures previously made during the 2007-09 fiscal biennium."

Senators Keiser and Haugen spoke in favor of adoption of the amendment.

The President declared the question before the Senate to be the adoption of the amendment by Senator Keiser on page 36, after line 6 to Substitute Senate Bill No. 5352.

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

MOTION

Senator King moved that the following amendment by Senators King and Marr be adopted.

On page 36, line 34, after "replacement", strike "must consist of a tug and barge" and insert "must consist of either a tug and barge or rehabilitation work to the existing vessel and dock facilities after discussions with members of the community and any affected tribal governments."

Senators King and Marr spoke in favor of adoption of the amendment.

The President declared the question before the Senate to be the adoption of the amendment by Senators King and Marr on page 36, line 34 to Substitute Senate Bill No. 5352.

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

MOTION

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Senator Holmquist moved that the following amendment by Senator Holmquist and others be adopted.
 On page 40, line 23, strike "\$50,000,000" and insert "\$106,672,000"
 On page 40, line 28, strike "\$76,226,000" and insert "\$132,898,000"

On page 40, beginning on line 33, after "in" strike all material through "2009" on line 35, and insert "LEAP Capital Projects System Senate Amendment, as developed April 1, 2009, Program - Rail Capital Program (Y), as it appears in subsection (7) of this section"

On page 44, after line 31, insert the following:
 "(7)
 LEAP Capital Projects System
 Senate Amendment, as developed April 1, 2009
 Program - Rail Capital Program (Y)

State Route	BIN	Project Title	Leg Dist	Prior	(\$ in Thousands)						Total
					2009-11	2011-13	2013-15	2015-17	2017-19	2019 +	
Rail Capital Program (Y)											
000	700100A	Palouse River and Coulee City RR - Rail Authority-Sponsored Rehabilitati	07, 09, 12	500	8,100	0	0	0	0	0	8,600
000		Construction State - TInA		500	8,100	0	0	0	0	0	8,600
000	700610A	CW Line/Lincoln County - Grade Crossing Rehabilitation	07	0	371	0	0	0	0	0	371
000		Construction State - MMA		0	371	0	0	0	0	0	371
000	701301A	Statewide - Washington Produce Rail Car Pool	99	1,100	731	143	0	0	0	0	1,974
000		Construction Ded Fed Rail - MMA		1,100	731	143	0	0	0	0	1,974
000	710110A	Clark Co.-owned RR/Vancouver - Track Rehabilitation	17, 18, 49	0	367	0	0	0	0	0	367
000		Construction State - MMA		0	367	0	0	0	0	0	367
000	710510A	Lincoln Co. PDA/Creston - New Rail Spur	07	0	338	0	0	0	0	0	338
000		Construction State - MMA		0	338	0	0	0	0	0	338
000	711010A	Tacoma Rail/Tacoma - New Refinery Spur Tracks	27	0	420	0	0	0	0	0	420
000		Construction State - MMA		0	420	0	0	0	0	0	420
000	711010B	Tacoma Rail/Tacoma - Improved Locomotive Facility	27	0	367	0	0	0	0	0	367
000		Construction State - MMA		0	367	0	0	0	0	0	367
000	711310A	Tacoma Rail/Roy - New Connection to BNSF and Yelm-owned Spur	02	0	525	0	0	0	0	0	525
000		Construction State - ERAA		0	525	0	0	0	0	0	525
000		State - MMA		0	25	0	0	0	0	0	25
000	722710A	Port of Ephrata/Ephrata - Additional Spur Rehabilitation	13	0	363	0	0	0	0	0	363
000		Construction State - ERAA		0	363	0	0	0	0	0	363
000		State - MMA		0	175	0	0	0	0	0	175
000		State - MMA		0	188	0	0	0	0	0	188

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000	730210A	Tacoma - New D St-M St. Rail Connection	27, 29	0	6,000	0	0	0	0	0	0	6,000
		Preliminary Engineering		0	1,200	0	0	0	0	0	0	1,200
		Ded Fed Rail - MMA		0	1,200	0	0	0	0	0	0	
		Right of Way		0	4,800	0	0	0	0	0	0	4,800
		Ded Fed Rail - MMA		0	4,800	0	0	0	0	0	0	
000	F01000A	Statewide - Freight Rail Investment Bank	99	1,080	1,316	8,684	5,000	5,000	5,000	5,000	16,000	42,080
		Construction		1,080	1,316	8,684	5,000	5,000	5,000	16,000	42,080	
		Federal Oth - TInA		0	0	0	0	0	0	0	1,000	
		State - TInA		1,080	1,316	8,684	5,000	5,000	5,000	15,000		
000	F01001A	Statewide - Emergent Freight Rail Assistance Projects	99	0	0	2,750	2,750	2,750	2,750	8,250		19,250
		Construction		0	0	2,750	2,750	2,750	2,750	8,250	19,250	
		State - ERAA		0	0	150	125	88	0	0		
		State - MMA		0	0	2,600	2,625	2,662	2,750	8,250		
000	F01001E	New Creston Livestock Feed Mill Spur Track	07	22	8	0	0	0	0	0	0	30
		Construction		22	8	0	0	0	0	0	0	30
		State - MMA		22	8	0	0	0	0	0	0	
000	F01001O	Port of Moses Lake/Northern Columbia Basin - RR Engineering and Environm	13	1,950	50	0	0	0	0	0	0	2,000
		Preliminary Engineering		1,950	50	0	0	0	0	0	0	2,000
		State - MMA		1,950	50	0	0	0	0	0	0	
000	F01010A	Port of Pasco - Intermodal Facility Improvements, Phase 4	16	510	372	0	0	0	0	0	0	882
		Construction		510	372	0	0	0	0	0	0	882
		Ded Fed Rail - MMA		510	372	0	0	0	0	0	0	
000	F01021A	Port of Columbia/Wallula to Dayton - Track Rehabilitation	16	270	252	0	0	0	0	0	0	522
		Construction		270	252	0	0	0	0	0	0	522
		State - MMA		270	252	0	0	0	0	0	0	
000	F01030C	Bellingham - Waterfront Restoration	42	495	0	5,000	0	0	0	0	0	5,495
		Preliminary Engineering		495	0	0	0	0	0	0	0	495
		Ded Fed Rail - MMA		495	0	0	0	0	0	0	0	
		Construction		0	0	5,000	0	0	0	0	0	5,000
		State - MMA		0	0	5,000	0	0	0	0	0	
000	F01113A	Geiger - New Transloader	07, 09	70	0	0	0	0	0	0	790	860
		Preliminary Engineering		70	0	0	0	0	0	0	0	70
		State - MMA		70	0	0	0	0	0	0	0	
		Right of Way		0	0	0	0	0	0	0	790	790
		State - ERAA		0	0	0	0	0	0	0	500	
		State - MMA		0	0	0	0	0	0	0	290	
000	F01130C	Tacoma Rail and Puget Sound and Pacific RR/Centralia - Reconfigure Rail	20	337	0	0	0	0	0	0	7,063	7,400
		Preliminary Engineering		337	0	0	0	0	0	0	363	700
		State - MMA		337	0	0	0	0	0	0	363	
		Construction		0	0	0	0	0	0	0	6,700	6,700
		State - MMA		0	0	0	0	0	0	0	6,700	

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000	F01130D	Tacoma Rail and Puget Sound and Pacific RR - Reconfig Rail Phase 1B	20	0	0	0	0	0	0	5,415	5,415
		Right of Way		0	0	0	0	0	0	400	400
		State - MMA		0	0	0	0	0	0	400	
		Construction		0	0	0	0	0	0	5,015	5,015
		Ded Fed Rail - MMA		0	0	0	0	0	0	3,915	
		State - MMA		0	0	0	0	0	0	1,100	
000	F01160G	Tacoma Rail/Fredrickson to Morton - Track Rehab	02, 20	400	1,085	0	0	0	0	0	1,485
		Construction		400	1,085	0	0	0	0	0	1,485
		Ded Fed Rail - MMA		400	1,085	0	0	0	0	0	
000	F01160H	Tacoma Rail/Tacoma to Morton and Yelm - Track Rehab	02, 20	0	755	0	0	0	0	0	755
		Construction		0	755	0	0	0	0	0	755
		Ded Fed Rail - MMA		0	755	0	0	0	0	0	
000	F01170A	Port of Quincy - Short Haul Intermodal Pilot Project	13	634	350	0	0	0	0	0	984
		Construction		634	350	0	0	0	0	0	984
		Ded Fed Rail - MMA		634	350	0	0	0	0	0	
000	F11001A	Intermodal Infrastructure Enhancement Project, Port of Olympia	22	707	283	0	0	0	0	0	990
		Construction		707	283	0	0	0	0	0	990
		Ded Fed Rail - MMA		707	283	0	0	0	0	0	
000	F11001B	Intermodal Infrastructure Enhancement Project, Port of Olympia	22	707	283	0	0	0	0	0	990
		Construction		707	283	0	0	0	0	0	990
		Ded Fed Rail - MMA		707	283	0	0	0	0	0	
000	L2000024	Port of Moses Lake/Northern Columbia Basin RR -- Segment 2 & 3	13	0	2,000	0	0	0	0	0	2,000
		Construction		0	2,000	0	0	0	0	0	2,000
		State - MMA		0	2,000	0	0	0	0	0	
000	P01000B	PNWRC - Safety Improvements	99	3,998	695	695	695	695	695	2,085	9,558
		Construction		3,998	695	695	695	695	695	2,085	9,558
		Federal Oth - MMA		3,998	695	695	695	695	695	2,085	
000	P01005A	Vancouver - Rail Bypass and W 39th Street Bridge	18, 49	55,072	68,942	26,349	0	0	0	0	150,363
		Preliminary Engineering		10,420	0	0	0	0	0	0	10,420
		State - MMA		7,193	0	0	0	0	0	0	
		State - MMA		3,227	0	0	0	0	0	0	
		Right of Way		10,216	3,200	0	0	0	0	0	13,416
		Ded Fed Rail - MMA		2,000	0	0	0	0	0	0	
		State - MMA		8,216	3,200	0	0	0	0	0	
		Construction		34,436	65,742	26,349	0	0	0	0	126,527
		Federal Oth - MMA		5,500	5,500	0	0	0	0	0	
		Local - MMA		0	81	919	0	0	0	0	
		State - MMA		28,936	60,161	25,430	0	0	0	0	
000	P01006A	Kelso to Martin's Bluff - 3rd Mainline and Storage Tracks	18	3,598	0	0	2,443	47,027	0	0	53,068
		Preliminary Engineering		3,598	0	0	2,443	0	0	0	6,041

				State - MMA	3,598	0	0	2,443	0	0	0
				Construction	0	0	0	0	47,027	0	0 47,027
				State - MMA	0	0	0	0	47,027	0	0
000	P01008C	Tacoma - Bypass of Pt. Defiance	02, 27, 28, 29		17,579	11,059	24,891	46,376	0	0	0 99,905
				Preliminary Engineering	6,287	500	223	0	0	0	0 7,010
				State - MMA	4,740	0	0	0	0	0	0
				State - MMA	1,547	500	223	0	0	0	0
				Right of Way	2,000	0	0	0	0	0	0 2,000
				State - MMA	40	0	0	0	0	0	0
				State - MMA	1,960	0	0	0	0	0	0
				Construction	9,292	10,559	24,668	46,376	0	0	0 90,895
				Ded Fed Rail - MMA	1,500	0	850	850	0	0	0
				State - MMA	2,292	0	0	0	0	0	0
				State - MMA	5,500	10,559	23,818	45,526	0	0	0
000	P01010A	Chehalis Jct - High Speed Crossovers	20		0	0	0	0	0	0	0 3,900 3,900
				Preliminary Engineering	0	0	0	0	0	0	0 400 400
				State - MMA	0	0	0	0	0	0	0 400
				Construction	0	0	0	0	0	0	0 3,500 3,500
				State - MMA	0	0	0	0	0	0	0 3,500
000	P01010B	Newaukum River - High Speed Crossovers	18, 20		0	0	0	0	0	0	0 3,490 3,490
				Preliminary Engineering	0	0	0	0	0	0	0 390 390
				State - MMA	0	0	0	0	0	0	0 390
				Construction	0	0	0	0	0	0	0 3,100 3,100
				State - MMA	0	0	0	0	0	0	0 3,100
000	P01100A	Bellingham - GP Area Upgrades	42		20	0	0	0	0	0	0 180 200
				Preliminary Engineering	20	0	0	0	0	0	0 180 200
				State - MMA	20	0	0	0	0	0	0 180
000	P01101A	Mt Vernon - Siding Upgrade	10		1,736	440	1,624	0	0	0	0 0 3,800
				Preliminary Engineering	860	40	0	0	0	0	0 0 900
				State - MMA	860	40	0	0	0	0	0 0
				Construction	876	400	1,624	0	0	0	0 0 2,900
				State - MMA	876	400	1,624	0	0	0	0 0
000	P01102A	Everett - Curve Realignments and Storage Tracks	38		12,181	3,019	0	0	0	0	0 0 15,200
				Preliminary Engineering	1,031	0	0	0	0	0	0 0 1,031
				State - MMA	1,031	0	0	0	0	0	0 0
				Right of Way	250	0	0	0	0	0	0 0 250
				State - MMA	250	0	0	0	0	0	0 0
				Construction	10,900	3,019	0	0	0	0	0 0 13,919
				State - MMA	10,900	3,019	0	0	0	0	0 0
000	P01104A	Stanwood - Siding Upgrades	10		4,500	11,450	0	0	0	0	0 0 15,950
				Preliminary Engineering	250	0	0	0	0	0	0 0 250
				State - MMA	250	0	0	0	0	0	0 0
				Construction	4,250	11,450	0	0	0	0	0 0 15,700
				State - MMA	4,250	11,450	0	0	0	0	0 0
000	P01105A	Blaine - Customs Facility Siding	42		4,000	2,000	0	0	0	0	0 0 6,000
				Preliminary Engineering	400	0	0	0	0	0	0 0 400
				Ded Fed Rail - MMA	400	0	0	0	0	0	0 0
				Right of Way	10	0	0	0	0	0	0 0 10
				Ded Fed Rail - MMA	10	0	0	0	0	0	0 0
				Construction	3,590	2,000	0	0	0	0	0 0 5,590
				Ded Fed Rail - MMA	2,590	0	0	0	0	0	0 0
				State - MMA	1,000	2,000	0	0	0	0	0 0

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000	P01201A	King Street Station - Track Improvements	11	9,142	5,858	0	0	0	0	0	15,000
		Preliminary Engineering		800	0	0	0	0	0	0	800
		State - MMA		800	0	0	0	0	0	0	
		Right of Way		2,200	0	0	0	0	0	0	2,200
		State - MMA		2,200	0	0	0	0	0	0	
		Construction		6,142	5,858	0	0	0	0	0	12,000
		State - MMA		6,142	5,858	0	0	0	0	0	
000	P02001A	Cascades Train Sets - Overhaul	99	4,000	4,000	1,000	0	0	0	1,000	10,000
		Preliminary Engineering		500	250	0	0	0	0	0	750
		State - MMA		500	250	0	0	0	0	0	
		Construction		3,500	3,750	1,000	0	0	0	1,000	9,250
		State - MMA		3,500	3,750	1,000	0	0	0	1,000	
000	P20000A	Stanwood - New Station	10	3,900	1,100	0	0	0	0	0	5,000
		Preliminary Engineering		376	0	0	0	0	0	0	376
		State - MMA		376	0	0	0	0	0	0	
		Right of Way		200	0	0	0	0	0	0	200
		State - MMA		200	0	0	0	0	0	0	
		Construction		3,324	1,100	0	0	0	0	0	4,424
		State - MMA		3,324	1,100	0	0	0	0	0	
				128,508	132,899	71,136	57,264	55,472	8,445	48,173	501,897
		Total		128,508	132,899	71,136	57,264	55,472	8,445	48,173	501,897"

Senators Holmquist and Schoesler spoke in favor of adoption of the amendment.

Senators Marr, Fraser and Haugen spoke against adoption of the amendment.

Senator Schoesler demanded a roll call.

The President declared that one-sixth of the members supported the demand and the demand was sustained.

The President declared the question before the Senate to be the adoption of the amendment by Senator Holmquist and others on page 40, line 23 to Substitute Senate Bill No. 5352.

ROLL CALL

The Secretary called the roll on the adoption of the amendment by Senator Holmquist and others and the amendment was not adopted by the following vote: Yeas, 16; Nays, 31; Absent, 0; Excused, 2.

Voting yea: Senators Becker, Carrell, Delvin, Hewitt, Holmquist, Honeyford, King, McCaslin, Morton, Parlette, Pflug, Roach, Schoesler, Stevens, Swecker and Zarelli

Voting nay: Senators Berkey, Brandland, Brown, Eide, Fairley, Franklin, Fraser, Hargrove, Hatfield, Haugen, Hobbs, Jacobsen, Jarrett, Kastama, Kauffman, Keiser, Kilmer, Kline, Marr, McAuliffe, McDermott, Murray, Oemig, Prentice, Pridemore, Ranker, Regala, Rockefeller, Sheldon, Shin and Tom

Excused: Senators Benton and Kohl-Welles

MOTION

On motion of Senator Haugen, the rules were suspended, Engrossed Substitute Senate Bill No. 5352 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

RULING BY THE PRESIDENT

President Owen: "In ruling upon the point of order raised by Senator Stevens as to the application of Initiative Number 960 to Substitute Senate Bill 5352, the President finds and rules as follows: Senator Stevens argues that this bill improperly delegates toll and ferry rate setting authority to the

Transportation Commission. Her argument seems to be first, that this open-ended grant of authority amounts to a tax requiring a super-majority vote; and second, that the actual delegation of this authority to an agency is improper under I-960.

The President begins by noting that it is not clear that this measure, in fact, directly sets any tolls or ferry rates. Assuming for the sake of argument that it does, the President would then apply the traditional analysis in determining whether or not proposed revenue is a tax or a fee. Chiefly, the test is whether there is a nexus between the charge to be paid and the purpose for which the proceeds may be spent. The President believes that, in general, a fairly tight connection between tolls being paid by those using the tolled facility is present. Likewise, there is a direct connection between those paying ferry fares and their use of ferries. Thus, even were this measure presumed to directly set those charges—and the President is not convinced that it does—these charges would likely still need only a simple majority vote to enact.

As to whether the Legislature may delegate rate-setting authority to an agency in the first place, the President again notes that the language in I-960 is far from a model of clarity, and Senator Stevens is correct that the initiative does seem to include language meant to limit the delegation of revenue-setting authority to agencies. The language in the initiative is, however, imprecise as to its application or enforcement, stating only, in its Section 14, "No fee may be imposed or increased in any fiscal year without prior legislative approval..." Whether this prevents any delegation of fee-setting authority in the first place, or whether his section means only that the Legislature must ultimately approve a fee set by an agency, is unclear. The President need not decide this question, however, as ambiguities within an initiative are more properly decided by a court of law. Simply put, this is a legal question, not a parliamentary one, and therefore the President does not issue an opinion on this matter.

For these reasons, Senator Stevens' point is not well-taken, and this measure will take only a constitutional majority for final passage."

Senators Haugen, Swecker, King spoke in favor of passage of the bill.

Senator Pflug spoke against passage of the bill.

Senator Franklin assumed the chair.

Senators Zarelli and Parlette spoke in favor of passage of the bill.

The President Pro Tempore declared the question before the Senate to be the final passage of Engrossed Substitute Senate Bill No. 5352.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 5352 and the bill passed the Senate by the following vote: Yeas, 41; Nays, 6; Absent, 0; Excused, 2.

Voting yea: Senators Becker, Berkey, Brandland, Brown, Eide, Fairley, Franklin, Fraser, Hargrove, Hatfield, Haugen, Hewitt, Hobbs, Honeyford, Jacobsen, Jarrett, Kastama, Kauffman, Keiser, Kilmer, King, Kline, Marr, McAuliffe, McCaslin, McDermott, Morton, Murray, Oemig, Parlette, Prentice, Pridemore, Ranker, Regala, Rockefeller, Schoesler, Sheldon, Shin, Swecker, Tom and Zarelli

Voting nay: Senators Carrell, Delvin, Holmquist, Pflug, Roach and Stevens

Excused: Senators Benton and Kohl-Welles

ENGROSSED SUBSTITUTE SENATE BILL NO. 5352, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SECOND READING

SENATE BILL NO. 5976, by Senator Haugen

Extending tire replacement fees.

The measure was read the second time.

MOTION

On motion of Senator Haugen, the rules were suspended, Senate Bill No. 5976 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Senator Haugen spoke in favor of passage of the bill.

The President Pro Tempore declared the question before the Senate to be the final passage of Senate Bill No. 5976.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 5976 and the bill passed the Senate by the following vote: Yeas, 36; Nays, 11; Absent, 0; Excused, 2.

Voting yea: Senators Berkey, Brown, Delvin, Eide, Fairley, Franklin, Fraser, Hargrove, Hatfield, Haugen, Hobbs, Jacobsen, Jarrett, Kastama, Kauffman, Keiser, Kilmer, King, Kline, Marr, McAuliffe, McCaslin, McDermott, Morton, Murray, Oemig, Prentice, Pridemore, Ranker, Regala, Rockefeller, Sheldon, Shin, Swecker, Tom and Zarelli

Voting nay: Senators Becker, Brandland, Carrell, Hewitt, Holmquist, Honeyford, Parlette, Pflug, Roach, Schoesler and Stevens

Excused: Senators Benton and Kohl-Welles

SENATE BILL NO. 5976, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 12:22 p.m., on motion of Senator Eide, the Senate adjourned until 9:00 a.m. Thursday, April 2, 2009.

BRAD OWEN, President of the Senate

THOMAS HOEMANN, Secretary of the Senate

1034
 Second Reading. 4
 Third Reading Final Passage. 4

1254-S
 Second Reading. 2
 Third Reading Final Passage. 2

1401-S
 Second Reading. 3
 Third Reading Final Passage. 3

1445-S
 Committee Report. 1

1448
 Committee Report. 1

1510-S
 Second Reading. 3
 Third Reading Final Passage. 3

1569
 Second Reading. 3
 Third Reading Final Passage. 3

2040
 Second Reading. 4
 Third Reading Final Passage. 4

5012-S
 President Signed. 1

5030-S
 President Signed. 1

5035-S
 President Signed. 1

5043-S
 President Signed. 1

5055-S
 President Signed. 1

5131-S
 President Signed. 1

5135
 President Signed. 1

5156
 President Signed. 1

5184
 President Signed. 1

5190-S
 President Signed. 1

5228-S
 President Signed. 1

5238-S
 President Signed. 1

5261-S
 President Signed. 1

5290-S
 President Signed. 1

5352
 Second Reading. 4

5352-S
 Second Reading. 4, 5, 6, 7
 Third Reading Final Passage. 12

5976
 Second Reading. 12
 Third Reading Final Passage. 12

9112 Kay Slonim
 Confirmed. 2

9152 Bruce L. Lachney
 Confirmed. 1

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