

TWENTY NINTH DAY

MORNING SESSION

Senate Chamber, Olympia, Monday, February 10, 2014

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

The Sergeant at Arms Color Guard consisting of Pages Elizabeth Bensussen and Elsa Ericksen, presented the Colors. Senator Angel offered the prayer.

MOTION

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

MOTION

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

MESSAGE FROM THE HOUSE

February 7, 2014

MR. PRESIDENT:

The House has passed:

HOUSE BILL NO. 1064,

HOUSE BILL NO. 1264,

SECOND ENGROSSED SUBSTITUTE HOUSE BILL NO. 1467,

HOUSE BILL NO. 1486,

SUBSTITUTE HOUSE BILL NO. 1634,

SUBSTITUTE HOUSE BILL NO. 2152,

ENGROSSED SUBSTITUTE HOUSE BILL NO. 2500,

and the same are herewith transmitted.

BARBARA BAKER, Chief Clerk

MOTION

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

INTRODUCTION AND FIRST READING

SB 6559 by Senator Holmquist Newbry

AN ACT Relating to establishing a priority for awarding state need grants to legally present resident students; and amending RCW 28B.92.060.

Referred to Committee on Higher Education.

SB 6560 by Senators Holmquist Newbry, Angel, Benton and Padden

AN ACT Relating to increasing legislative transparency by providing mandatory notice and waiting periods before legislative action, banning title-only bills, and opening all legislative committees to the public; and adding new sections to chapter 44.04 RCW.

Referred to Committee on Governmental Operations.

MOTION

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

MOTION

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

INTRODUCTION OF SPECIAL GUESTS

The President welcomed graduate students in the British Columbia Legislative Internship Program, led by Ms. Karen Aitken, Program Director, and Ms. Jennifer Ives of the Parliamentary Education Office in the Legislative Assembly, Victoria, B. C. who were present in the gallery and participating in the Program's tenth annual visit to Olympia and the State Senate..

MOTION

Senator Hill moved adoption of the following resolution:

SENATE RESOLUTION

8678

By Senators Hill, Fain, and Litzow

WHEREAS, More than 225,000 new cases of lung cancer were expected to be diagnosed in 2013, accounting for nearly 14 percent of cancer diagnoses in the United States; and

WHEREAS, Lung cancer is the leading cancer-related cause of death in the United States and in Washington; and

WHEREAS, Lung cancer accounts for an estimated 160,000 deaths in 2013, nearly 27 percent of all cancer-related deaths; and

WHEREAS, In 2013, 4,700 new cases of lung cancer were expected to be diagnosed in Washington; and

WHEREAS, Up to 15 percent of lung cancer cases occur in people who have never smoked and more than 40 percent occur in those who have previously ceased smoking; and

WHEREAS, Early detection of lung cancer can dramatically improve survival rates, but only 15 percent of lung cancers are diagnosed in early stages; and

WHEREAS, Funding for lung cancer research trails far behind funding for research of other cancers;

NOW, THEREFORE, BE IT RESOLVED, That the Washington State Senate commit to making lung cancer a public health priority by supporting advocacy work on behalf of lung cancer patients, those at risk for the disease, and those in our communities who are affected by lung cancer.

Senators Hill, Rolfes and Becker spoke in favor of adoption of the resolution.

The President declared the question before the Senate to be the adoption of Senate Resolution No. 8678.

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

PERSONAL PRIVILEGE

Senator Schoesler: "Thank you Mr. President. Last week the Secretary of the Senate sent out a small release on the passing of Robert Goldsworthy, Major General Bob Goldsworthy. What many of you don't know is the rest of the story. Representative, then Senator Robert Goldsworthy grew up as a farm boy in Rosalia. Attended WSU, seemed on his way to premier in the bright new industry of radio but service called. He flew a B-29 in World War II. Robert Goldsworthy was shot down over Tokyo, faced torture, near starvation as a POW and was released after V-J day. Came back and resumed farming, National Guard. After going through all of that Robert Goldsworthy came back for his country's call to duty for the Korean War where he again flew as a pilot for us. Bob Goldsworthy never forgot his alma mater of WSU, his background as a farmer, but his tenure in the House and the Senate is before any of our times probably. But what Bob Goldsworthy did while he was in the House was he was essentially the father of our community college system. A champion of WSU and higher education who also saw the value of creating our community college system as we know it today. Bob Goldsworthy served admirably both in the other body and then Senate. I think one of the most memorable events in my time in the other body is when we did Bob Goldsworthy's oral history. And he was at the rostrum with the Speaker Ballard. Bob Goldsworthy spent his time in captivity dreaming about the perfect meal, to pass his time. And him and his cell mate went through an elaborate process of what it would be of what was on the celery sticks, through the multiple appetizers, through the real meal and finally the proper dessert. Speaker Ballard was able to tell that veteran, that member, that day that, 'Bob, the cafeteria has fixed that perfect meal.' That man then was in his eighties. I was in my forty's. I could not eat as much as that eighty-some year old man did. He was legendary for, 'Well, if you have an extra steak I'll take it.' He literally consumed more than Speaker Ballard, myself, I think the Speaker Pro Tempore of the House from Vancouver was our guest as well. None of us could compare. Because of that time in captivity, the insatiable appetite. But the insatiable appetite that Bob Goldsworthy brought to agriculture and higher education, as a member of this body, the other body and public service. So, that's a little bit more about a great American from America's greatest generation that we lost just a little over a week ago. Thank you."

#### MOTION

On motion of Senator Fain, the Senate reverted to the seventh order of business.

#### THIRD READING

SENATE BILL NO. 5097, by Senators Becker, Pearson, Bailey, Hatfield, Holmquist Newbry, Tom, Schoesler, Rivers, Honeyford, Padden, Roach and Parlette.

Allowing spouses to combine volunteer hours for purposes of receiving a complimentary discover pass.

The bill was read on Third Reading.

#### MOTION

On motion of Senator Becker, the rules were suspended and Senate Bill No. 5097 was returned to second reading for the purpose of amendment.

#### SECOND READING

SENATE BILL NO. 5097, by Senators Becker, Pearson, Bailey, Hatfield, Holmquist Newbry, Tom, Schoesler, Rivers, Honeyford, Padden, Roach and Parlette

Allowing spouses to combine volunteer hours for purposes of receiving a complimentary discover pass.

The measure was read the second time.

#### MOTION

Senator Becker moved that the following striking amendment by Senators Becker and Pearson be adopted:

Strike everything after the enacting clause and insert the following:

"**Sec. 1.** RCW 79A.80.020 and 2013 2nd sp.s. c 15 s 1 are each amended to read as follows:

(1) Except as otherwise provided in this chapter, a discover pass is required for any motor vehicle to:

- (a) Park at any recreation site or lands; or
- (b) Operate on any recreation site or lands.

(2) Except as provided in RCW 79A.80.110, the cost of a discover pass is thirty dollars. Every four years the office of financial management must review the cost of the discover pass and, if necessary, recommend to the legislature an adjustment to the cost of the discover pass to account for inflation.

(3) A discover pass is valid for one year beginning from the date that the discover pass is marked for activation. The activation date may differ from the purchase date pursuant to any policies developed by the agencies.

(4) Sales of discover passes must be consistent with RCW 79A.80.100.

(5) The discover pass must contain space for two motor vehicle license plate numbers. A discover pass is valid only for those vehicle license plate numbers written on the pass. However, the agencies may offer for sale a family discover pass that is fully transferable among vehicles and does not require the placement of a license plate number on the pass to be valid. The agencies must collectively set a price for the sale of a family discover pass that is no more than fifty dollars. A discover pass is valid only for use with one motor vehicle at any one time.

(6)(a) One complimentary discover pass must be provided to a volunteer who performed twenty-four hours of service on agency-sanctioned volunteer projects in a year. The agency must provide vouchers to volunteers identifying the number of volunteer hours they have provided for each project. The vouchers may be brought to an agency to be redeemed for a discover pass.

(b) Married spouses under chapter 26.04 RCW may present an agency with combined vouchers demonstrating the collective performance of twenty-four hours of service on agency-sanctioned volunteer projects in a year to be redeemed for a single complimentary discover pass."

The President declared the question before the Senate to be the adoption of the striking amendment by Senators Becker and Pearson to Senate Bill No. 5097.

The motion by Senator Becker carried and the striking 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 "pass;" strike the remainder of the title and insert "and amending RCW 79A.80.020."

TWENTY NINTH DAY, FEBRUARY 10, 2014

2014 REGULAR SESSION

MOTION

On motion of Senator Becker, the rules were suspended, Engrossed Senate Bill No. 5097 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Senators Becker and Liias spoke in favor of passage of the bill.

MOTION

On motion of Senator Billig, Senator Cleveland was excused.

The President declared the question before the Senate to be the final passage of Engrossed Senate Bill No. 5097.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 5097 and the bill passed the Senate by the following vote: Yeas, 48; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Senators Angel, Bailey, Baumgartner, Becker, Benton, Billig, Braun, Brown, Chase, Conway, Dammeier, Dansel, Darneille, Eide, Ericksen, Fain, Fraser, Frockt, Hargrove, Hasegawa, Hatfield, Hewitt, Hill, Hobbs, Holmquist Newbry, Honeyford, Keiser, King, Kline, Kohl-Welles, Liias, Litzow, McAuliffe, McCoy, Mullet, Nelson, O'Ban, Padden, Parlette, Pearson, Pedersen, Ranker, Rivers, Roach, Rolfes, Schoesler, Sheldon and Tom

Excused: Senator Cleveland

ENGROSSED SENATE BILL NO. 5097, 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

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

SECOND READING

SENATE BILL NO. 5999, by Senators Pedersen, O'Ban, Kline and Fain

Concerning corporate entity conversions.

The measure was read the second time.

MOTION

On motion of Senator Padden, the rules were suspended, Senate Bill No. 5999 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Senators Pedersen, Hewitt and Kohl-Welles spoke in favor of passage of the bill.

Senators Fain, Padden, Hobbs, Nelson and Hasegawa spoke on final passage of the bill.

The President declared the question before the Senate to be the final passage of Senate Bill No. 5999.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 5999 and the bill passed the Senate by the following vote: Yeas, 48; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Senators Angel, Bailey, Baumgartner, Becker, Benton, Billig, Braun, Brown, Chase, Conway, Dammeier, Dansel, Darneille, Eide, Ericksen, Fain, Fraser, Frockt, Hargrove, Hasegawa, Hatfield, Hewitt, Hill, Hobbs, Holmquist Newbry, Honeyford, Keiser, King, Kline, Kohl-Welles, Liias, Litzow, McAuliffe, McCoy, Mullet, Nelson, O'Ban, Padden, Parlette, Pearson, Pedersen, Ranker, Rivers, Roach, Rolfes, Schoesler, Sheldon and Tom

Excused: Senator Cleveland

SENATE BILL NO. 5999, 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 Rolfes: "This was Senator Pedersen's first bill. For those of you watching it's a senate tradition to razz the sponsor of his first bill on the day that he does that. And I want to personally welcome Senator Pedersen to the Senate. You are a great speaker. Don't listen to what other people say. I had the privilege and the joy of serving with Jamie since 2007 in the House and we will, this entire body will, benefit from the intelligence that he has as well as his profession expertise in corporate law. So, this is a very fitting first bill for him. Yes, he will have more boring bills coming before us and they are all important. Welcome to the Senate."

PERSONAL PRIVILEGE

Senator Pedersen: "Thank you Mr. President. I rise to thank the body for its indulgence and want to do a little bit of advertisement for my district. I cannot claim credit for the Seahawks T-Shirt that are on your desk. Those are not in the Forty-Third District but we do have a lot of great things that are in the Forty-Third District which stretches from downtown to Ravenna and Madison Park to Fremont. You have some Theo chocolate which is one of the manufactured products from my district as well as a little Pike's Place Market pen. What I really want to draw your attention to is though, is that the Forty-Third is really a great beneficiary of an amazing wealth of cultural institutions. And so you will find in the find in the packet some tickets to the Zoo, the Museum of History and Industry, to the Burke Museum and to the Seattle Art Museum. All of which are, I'm proud to say, are in the Forty-Third District. I want to put in a little plug for the bill on the floor calendar from the gentleman from the Forty-Fifth District on cultural access authorities. That would be very important for a lot of these and similar institutions around the state. I thank you again. I look forward to serving with all of you and I hope that you all make it to the middle of Seattle before too long. Thank you very much."

PERSONAL PRIVILEGE

Senator Padden: "Thank you Mr. President. Well, I also want to welcome the gentleman from the Forty-Third District to obviously gotten to know him last session as Chair of the Law & Justice when he was chairing some obscure committee in the other body that we dealt with. I found that he was a man of his word. I thought we worked well together and we're very happy to have him as a member of the Senate Law & Justice although we miss the former member greatly too. I want to point that out. Welcome to the Senate."

## PERSONAL PRIVILEGE

Senator Schoesler: “Thank you Mr. President. This is a fine start on breaking all the bad habits that the Senator learned in the other body. We trust that he will learn brevity and humbleness as all of the forty eight members have in this body.”

## PERSONAL PRIVILEGE

Senator King: “Well, recognizing the fact that Senator Pedersen’s first speech has come up a little short which might be the more appropriate way to say that. I have to say that I’ve had the privilege of working with him on a couple of issues over in the House and he was very helpful in getting a couple bills through over there. I won’t say on my behalf but they happen to be my bills but he was a pleasure to work with and I believe that he will be so in this body. So, I welcome him to the Senate and I look forward to working with him. Thank you.”

## PERSONAL PRIVILEGE

Senator Becker: “Thank you. Well, I would just like to welcome Senator Jamie Pedersen. We are working together on the Health Care Committee and it’s been a pleasure. It’s been a very much a pleasure. We’ve had meetings where we talk about bills, bring things up and he actually brings his laptop and can look bills up right on the moment and tell you the detail you need to know to make an informed decision. I have to say, that’s totally appreciated and I welcome you to the Senate very warmly and for a long time.”

## MOTION

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

## THIRD READING

SENATE BILL NO. 5775, by Senators Benton, Hobbs, Brown, Ericksen, Conway and Rivers.

Allowing for a veteran designation on drivers' licenses and identicards.

The bill was read on Third Reading.

Senators Benton and Eide spoke in favor of passage of the bill.

The President declared the question before the Senate to be the final passage of Senate Bill No. 5775.

## ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 5775 and the bill passed the Senate by the following vote: Yeas, 47; Nays, 1; Absent, 0; Excused, 1.

Voting yea: Senators Angel, Bailey, Baumgartner, Becker, Benton, Billig, Braun, Brown, Chase, Conway, Dammeier, Dansel, Darneille, Eide, Ericksen, Fain, Fraser, Frockt, Hargrove, Hasegawa, Hatfield, Hewitt, Hill, Hobbs, Honeyford, Keiser, King, Kline, Kohl-Welles, Liias, Litzow, McAuliffe, McCoy, Mullet, Nelson, O’Ban, Padden, Parlette, Pearson, Pedersen, Ranker, Rivers, Roach, Rolfes, Schoesler, Sheldon and Tom

Voting nay: Senator Holmquist Newbry

Excused: Senator Cleveland

SENATE BILL NO. 5775, 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

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

## SECOND READING

SENATE JOINT MEMORIAL NO. 8003, by Senators Kohl-Welles, Padden, Kline, Roach, Fraser, Carrell, Darneille, Pearson, Conway and Chase

Requesting Congress to amend the Communications Decency Act.

The measure was read the second time.

## MOTION

On motion of Senator Kohl-Welles, the rules were suspended, Senate Joint Memorial No. 8003 was advanced to third reading, the second reading considered the third and the memorial was placed on final passage.

Senators Kohl-Welles and O’Ban spoke in favor of passage of the memorial.

The President declared the question before the Senate to be the final passage of Senate Joint Memorial No. 8003.

## ROLL CALL

The Secretary called the roll on the final passage of Senate Joint Memorial No. 8003 and the memorial passed the Senate by the following vote: Yeas, 48; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Senators Angel, Bailey, Baumgartner, Becker, Benton, Billig, Braun, Brown, Chase, Conway, Dammeier, Dansel, Darneille, Eide, Ericksen, Fain, Fraser, Frockt, Hargrove, Hasegawa, Hatfield, Hewitt, Hill, Hobbs, Holmquist Newbry, Honeyford, Keiser, King, Kline, Kohl-Welles, Liias, Litzow, McAuliffe, McCoy, Mullet, Nelson, O’Ban, Padden, Parlette, Pearson, Pedersen, Ranker, Rivers, Roach, Rolfes, Schoesler, Sheldon and Tom

Excused: Senator Cleveland

SENATE JOINT MEMORIAL NO. 8003, having received the constitutional majority, was declared passed.

## SECOND READING

SENATE BILL NO. 5910, by Senators Hill, Murray, Nelson, Baumgartner and Hargrove

Providing that a quarterly revenue forecast is due on February 20th during both a long and short legislative session year.

The measure was read the second time.

## MOTION

On motion of Senator Hill, the rules were suspended, Senate Bill No. 5910 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Senators Hill and Billig spoke in favor of passage of the bill.

TWENTY NINTH DAY, FEBRUARY 10, 2014

2014 REGULAR SESSION

The President declared the question before the Senate to be the final passage of Senate Bill No. 5910.

#### ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 5910 and the bill passed the Senate by the following vote: Yeas, 48; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Senators Angel, Bailey, Baumgartner, Becker, Benton, Billig, Braun, Brown, Chase, Conway, Dammeier, Dansel, Darneille, Eide, Ericksen, Fain, Fraser, Frockt, Hargrove, Hasegawa, Hatfield, Hewitt, Hill, Hobbs, Holmquist Newbry, Honeyford, Keiser, King, Kline, Kohl-Welles, Liias, Litzow, McAuliffe, McCoy, Mullet, Nelson, O'Ban, Padden, Parlette, Pearson, Pedersen, Ranker, Rivers, Roach, Rolfes, Schoesler, Sheldon and Tom

Excused: Senator Cleveland

SENATE BILL NO. 5910, 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

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

#### THIRD READING

SUBSTITUTE SENATE BILL NO. 5691, by Senate Committee on Ways & Means (originally sponsored by Senators Hewitt, Conway and Rolfes).

Concerning veterans' homes.

The bill was read on Third Reading.

Senator Hewitt spoke in favor of passage of the bill.

The President declared the question before the Senate to be the final passage of Substitute Senate Bill No. 5691.

#### ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 5691 and the bill passed the Senate by the following vote: Yeas, 48; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Senators Angel, Bailey, Baumgartner, Becker, Benton, Billig, Braun, Brown, Chase, Conway, Dammeier, Dansel, Darneille, Eide, Ericksen, Fain, Fraser, Frockt, Hargrove, Hasegawa, Hatfield, Hewitt, Hill, Hobbs, Holmquist Newbry, Honeyford, Keiser, King, Kline, Kohl-Welles, Liias, Litzow, McAuliffe, McCoy, Mullet, Nelson, O'Ban, Padden, Parlette, Pearson, Pedersen, Ranker, Rivers, Roach, Rolfes, Schoesler, Sheldon and Tom

Excused: Senator Cleveland

SUBSTITUTE SENATE BILL NO. 5691, 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.

#### THIRD READING

SENATE BILL NO. 5141, by Senators King, Eide, Rivers, Sheldon, Hatfield, Delvin, Ericksen, Carrell, Padden, Harper, Keiser, Rolfes, Shin, Holmquist Newbry, Roach and Kline.

Allowing motorcycles to stop and proceed through traffic control signals under certain conditions.

The bill was read on Third Reading.

Senators King, Hargrove and Eide spoke in favor of passage of the bill.

The President declared the question before the Senate to be the final passage of Senate Bill No. 5141.

#### ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 5141 and the bill passed the Senate by the following vote: Yeas, 46; Nays, 2; Absent, 0; Excused, 1.

Voting yea: Senators Angel, Bailey, Baumgartner, Becker, Benton, Billig, Braun, Brown, Chase, Conway, Dammeier, Dansel, Darneille, Eide, Fain, Fraser, Frockt, Hargrove, Hasegawa, Hatfield, Hewitt, Hill, Hobbs, Holmquist Newbry, Honeyford, Keiser, King, Kline, Kohl-Welles, Litzow, McAuliffe, McCoy, Mullet, Nelson, O'Ban, Padden, Parlette, Pearson, Pedersen, Ranker, Rivers, Roach, Rolfes, Schoesler, Sheldon and Tom

Voting nay: Senators Ericksen and Liias

Excused: Senator Cleveland

SENATE BILL NO. 5141, 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

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

#### SECOND READING

SENATE BILL NO. 5310, by Senators Nelson, Kohl-Welles, Chase, Harper, Keiser and Conway

Creating a senior center license.

The measure was read the second time.

#### MOTION

On motion of Senator Nelson, the rules were suspended, Senate Bill No. 5310 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Senators Nelson and Kohl-Welles spoke in favor of passage of the bill.

Senator Darneille spoke on final passage of the bill.

The President declared the question before the Senate to be the final passage of Senate Bill No. 5310.

#### ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 5310 and the bill passed the Senate by the following vote: Yeas, 40; Nays, 8; Absent, 0; Excused, 1.

Voting yea: Senators Angel, Bailey, Baumgartner, Becker, Benton, Billig, Braun, Brown, Chase, Conway, Dansel, Eide, Fain, Fraser, Frockt, Hasegawa, Hatfield, Hewitt, Hill, Hobbs, Honeyford, Keiser, King, Kline, Kohl-Welles, Liias, Litzow, McAuliffe, McCoy, Mullet, Nelson, O'Ban, Pedersen, Ranker, Rivers, Roach, Rolfes, Schoesler, Sheldon and Tom

Voting nay: Senators Dammeier, Darneille, Ericksen, Hargrove, Holmquist Newbry, Padden, Parlette and Pearson

Excused: Senator Cleveland

SENATE BILL NO. 5310, 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

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

#### THIRD READING

SUBSTITUTE SENATE BILL NO. 5045, by Senate Committee on Commerce & Labor (originally sponsored by Senators Keiser, Honeyford, Kohl-Welles and Frockt).

Allowing day spas to offer or supply without charge wine or beer by the individual glass to a customer for consumption on the premises.

The bill was read on Third Reading.

#### MOTION

On motion of Senator Holmquist Newbry, the rules were suspended and Substitute Senate Bill No. 5045 was returned to second reading for the purpose of amendment.

#### SECOND READING

SUBSTITUTE SENATE BILL NO. 5045, by Senate Committee on Commerce & Labor (originally sponsored by Senators Keiser, Honeyford, Kohl-Welles and Frockt)

Allowing day spas to offer or supply without charge wine or beer by the individual glass to a customer for consumption on the premises.

The measure was read the second time.

#### MOTION

Senator Keiser moved that the following striking amendment by Senators Keiser and Honeyford be adopted:

Strike everything after the enacting clause and insert the following:

**"NEW SECTION. Sec. 1.** A new section is added to chapter 66.20 RCW to read as follows:

(1) There shall be a permit known as a day spa permit to allow the holder to offer or supply without charge, wine or beer by the individual glass to a customer for consumption on the premises. The customer must be at least twenty-one years of age and may only be offered wine or beer if the services he or she will be receiving will last more than one hour. Wine or beer served or consumed shall be purchased from a Washington state licensed retailer. A customer may consume no more than one six ounce glass of wine or one twelve ounce glass of beer per day under this permit. Day spas with a day spa permit may not advertise the service of

complimentary wine or beer and may not sell wine or beer in any manner. Any employee involved in the service of wine or beer must complete a board-approved limited alcohol server training program.

(2) For the purposes of this section, "day spa" means a business that offers at least three of the following four service categories:

- (a) Hair care;
- (b) Skin care;
- (c) Nail care; and
- (d) Body care, such as massages, wraps, and waxing.

Day spas must provide separate service areas of the day spa for at least three of the service categories offered.

(3) The annual fee for this permit is one hundred twenty-five dollars."

Senators Keiser and Honeyford spoke in favor of adoption of the striking amendment.

The President declared the question before the Senate to be the adoption of the striking amendment by Senators Keiser and Honeyford to Substitute Senate Bill No. 5045.

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

#### MOTION

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

On page 1, line 1 of the title, after "Relating to" strike the remainder of the title and insert "the creation of a permit to allow day spas to offer or supply without charge wine or beer by the individual glass to a customer for consumption on the premises; and adding a new section to chapter 66.20 RCW."

#### MOTION

On motion of Senator Keiser, the rules were suspended, Engrossed Substitute Senate Bill No. 5045 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Senator Keiser spoke in favor of passage of the bill.

The President declared the question before the Senate to be the final passage of Engrossed Substitute Senate Bill No. 5045.

#### ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 5045 and the bill passed the Senate by the following vote: Yeas, 40; Nays, 8; Absent, 0; Excused, 1.

Voting yea: Senators Angel, Bailey, Baumgartner, Becker, Benton, Billig, Braun, Brown, Chase, Conway, Dansel, Eide, Ericksen, Fain, Fraser, Frockt, Hasegawa, Hatfield, Hewitt, Hill, Hobbs, Honeyford, Keiser, King, Kline, Kohl-Welles, Litzow, McAuliffe, McCoy, Mullet, Nelson, O'Ban, Pedersen, Ranker, Rivers, Roach, Rolfes, Schoesler, Sheldon and Tom

Voting nay: Senators Dammeier, Darneille, Hargrove, Holmquist Newbry, Liias, Padden, Parlette and Pearson

Excused: Senator Cleveland

ENGROSSED SUBSTITUTE SENATE BILL NO. 5045, 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

TWENTY NINTH DAY, FEBRUARY 10, 2014

Senator Rolfes: "Thank you Mr. President. So I used to be a Girl Scout, like many other women in this room probably, and I'm compelled to let the body know that as the files pile up at our desks there is a box over there where we can place them so they can be reused and appropriately recycled. Similarly the rubber bands as they pile up on our desks can also be returned to the Workroom and reused. Thank you."

PERSONAL PRIVILEGE

Senator Baumgartner: "I just wanted to compliment the Minority Floor Leader on the good job that she's doing. In particular, I think her members are much more brief in their statements as they have been in the past and that's very much appreciated. Thank you."

THIRD READING

ENGROSSED SENATE BILL NO. 5048, by Senators Sheldon, Benton and Hargrove.

Concerning notice against trespass.

The bill was read on Third Reading.

Senator Sheldon spoke in favor of passage of the bill.

MOTION

Senator Kline moved to suspend the rules and return Engrossed Senate Bill No. 5048 to second reading for the purpose of amendment.

Senator Fain spoke against the motion

Senator Kline spoke in favor of the motion.

The President declared the question before the Senate to be the motion by Senator Kline to suspend the rules and return Engrossed Senate Bill No. 5048 to second reading for the purpose of amendment.

The motion by Senator Kline failed by a voice vote.

The President declared the question before the Senate to be the final passage of Engrossed Senate Bill No. 5048.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 5048 and the bill passed the Senate by the following vote: Yeas, 31; Nays, 17; Absent, 0; Excused, 1.

2014 REGULAR SESSION

Voting yea: Senators Angel, Bailey, Baumgartner, Becker, Benton, Braun, Brown, Conway, Dammeier, Dinsel, Ericksen, Fain, Fraser, Hargrove, Hatfield, Hewitt, Hill, Hobbs, Holmquist Newbry, Honeyford, King, Litzow, O'Ban, Padden, Parlette, Pearson, Rivers, Roach, Schoesler, Sheldon and Tom

Voting nay: Senators Billig, Chase, Darneille, Eide, Frockt, Hasegawa, Keiser, Kline, Kohl-Welles, Liias, McAuliffe, McCoy, Mullet, Nelson, Pedersen, Ranker and Rolfes

Excused: Senator Cleveland

ENGROSSED SENATE BILL NO. 5048, 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 Kohl-Welles: "Thank you Mr. President. I would like to make a point about the voting on the last bill. A statement had been made by the prime sponsor that requested we vote on the policy and not who was the sponsor of the bill that individuals that voted against the bill last year perhaps voted against it because of the sponsor. I voted against the bill last year and I voted against the bill this year and I signed it without recommendation last year in committee because I thought there could be confusion on the part of the public. Paint and other visual displays can be very helpful to point out something relating to trespassing but until the public understands that that is what this is about I believe it is very appropriate to have signage for the first few years. It has nothing to do with who the sponsor of the bill is and I just wanted to make that statement that many of us were not voting on who the bill sponsor was in our voting 'Nay'. Thank you Mr. President."

MOTION

At 11:38 a.m., on motion of Senator Fain, the Senate adjourned until 10:00 a.m. Tuesday, February 11, 2014.

BRAD OWEN, President of the Senate

HUNTER G. GOODMAN, Secretary of the Senate





TWENTY NINTH DAY, FEBRUARY 10, 2014

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1064	5691-S
Messages ..... 1	Third Reading ..... 5
1264	Third Reading Final Passage ..... 5
Messages ..... 1	5775
1467-S	Third Reading ..... 4
Messages ..... 1	Third Reading Final Passage ..... 4
1486	5910
Messages ..... 1	Second Reading ..... 4
1634-S	Third Reading Final Passage ..... 5
Messages ..... 1	5999
2152-S	Second Reading ..... 3
Messages ..... 1	Third Reading Final Passage ..... 3
2500-S	6559
Messages ..... 1	Introduction & 1 <sup>st</sup> Reading ..... 1
5045-S	6560
Other Action ..... 6	Introduction & 1 <sup>st</sup> Reading ..... 1
Second Reading ..... 6	8003
Third Reading ..... 6	Second Reading ..... 4
Third Reading Final Passage ..... 6	Third Reading Final Passage ..... 4
5048	8678
Other Action ..... 7	Adopted ..... 1
Third Reading ..... 7	Introduced ..... 1
Third Reading Final Passage ..... 7	PRESIDENT OF THE SENATE
5097	Intro. Special Guest, BC Interns ..... 1
Other Action ..... 2	WASHINGTON STATE SENATE
Second Reading ..... 2	Personal Privilege, Senator Baumgartner ..... 7
Third Reading ..... 2	Personal Privilege, Senator Becker ..... 4
Third Reading Final Passage ..... 3	Personal Privilege, Senator King ..... 4
5141	Personal Privilege, Senator Kohl-Welles ..... 7
Third Reading ..... 5	Personal Privilege, Senator Padden ..... 3
Third Reading Final Passage ..... 5	Personal Privilege, Senator Pedersen ..... 3
5310	Personal Privilege, Senator Rolfes ..... 3, 7
Second Reading ..... 5	Personal Privilege, Senator Schoesler ..... 2, 4
Third Reading Final Passage ..... 5	