

HOUSE JOURNAL  
OF THE  
Second Extraordinary Session  
Forty-Second Legislature  
OF THE  
STATE OF WASHINGTON  
AT  
Olympia, the State Capital

Convened January 10, 1972  
Adjourned Sine Die February 22, 1972



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THOMAS A. SWAYZE, JR., *Speaker*  
THOMAS L. COPELAND, *Speaker Pro Tempore*  
MALCOLM McBEATH, *Chief Clerk*  
DONALD R. WILSON, *Assistant Chief Clerk*  
LOU ANN DILLARD, *Minute Clerk*

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## INDEX

1st Day—Monday, January 10, 1972.....	Pages	1 to 43 incl.
2nd Day—Tuesday, January 11, 1972.....	Pages	44 to 63 incl.
3rd Day—Wednesday, January 12, 1972.....	Pages	64 to 87 incl.
4th Day—Thursday, January 13, 1972.....	Pages	88 to 103 incl.
5th Day—Friday, January 14, 1972.....	Pages	104 to 122 incl.
8th Day—Monday, January 17, 1972.....	Pages	123 to 147 incl.
9th Day—Tuesday, January 18, 1972.....	Pages	148 to 173 incl.
10th Day—Wednesday, January 19, 1972.....	Pages	174 to 242 incl.
11th Day—Thursday, January 20, 1972.....	Pages	243 to 254 incl.
12th Day—Friday, January 21, 1972.....	Pages	255 to 271 incl.
13th Day—Saturday, January 22, 1972.....	Pages	272 to 276 incl.
14th Day—Sunday, January 23, 1972.....	Pages	277 to 292 incl.
15th Day—Monday, January 24, 1972.....	Pages	293 to 307 incl.
16th Day—Tuesday, January 25, 1972.....	Pages	308 to 331 incl.
17th Day—Wednesday, January 26, 1972.....	Pages	332 to 352 incl.
18th Day—Thursday, January 27, 1972.....	Pages	353 to 398 incl.
19th Day—Friday, January 28, 1972.....	Pages	399 to 421 incl.
20th Day—Saturday, January 29, 1972.....	Pages	422 to 463 incl.
21st Day—Sunday, January 30, 1972.....	Pages	464 to 499 incl.
22nd Day—Monday, January 31, 1972.....	Pages	500 to 517 incl.
23rd Day—Tuesday, February 1, 1972.....	Pages	518 to 597 incl.
24th Day—Wednesday, February 2, 1972.....	Pages	598 to 674 incl.
25th Day—Thursday, February 3, 1972.....	Pages	675 to 686 incl.
26th Day—Friday, February 4, 1972.....	Pages	687 to 695 incl.
29th Day—Monday, February 7, 1972.....	Pages	696 to 704 incl.
30th Day—Tuesday, February 8, 1972.....	Pages	705 to 720 incl.
31st Day—Wednesday, February 9, 1972.....	Pages	721 to 760 incl.
32nd Day—Thursday, February 10, 1972.....	Pages	761 to 793 incl.
33rd Day—Friday, February 11, 1972.....	Pages	794 to 845 incl.
34th Day—Saturday, February 12, 1972.....	Pages	846 to 949 incl.
36th Day—Monday, February 14, 1972.....	Pages	950 to 958 incl.
37th Day—Tuesday, February 15, 1972.....	Pages	959 to 1014 incl.
38th Day—Wednesday, February 16, 1972.....	Pages	1015 to 1038 incl.
39th Day—Thursday, February 17, 1972.....	Pages	1039 to 1100 incl.
40th Day—Friday, February 18, 1972.....	Pages	1101 to 1170 incl.
41st Day—Saturday, February 19, 1972.....	Pages	1171 to 1272 incl.
42nd Day—Sunday, February 20, 1972.....	Pages	1273 to 1323 incl.
43rd Day—Monday, February 21, 1972.....	Pages	1324 to 1344 incl.
44th Day—Tuesday, February 22, 1972.....	Pages	1345 to 1388 incl.

Compiled, Edited and Indexed by  
MALCOLM McBEATH, *Chief Clerk*  
ELJO SUTHERLAND, *Journal Clerk*  
CHARLENE DIEHL, *Assistant Journal Clerk*

FIRST DAY

MORNING SESSION

House Chamber, Olympia, Wash., Monday, January 10, 1972.

The House was called to order at 9:00 a.m. by the Speaker.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by the Reverend Henry S. Rahn of the First Baptist Church of Olympia:

"Eternal God, our Father, Thou has taught us that as we acknowledge Thee in all our ways, Thou will direct our paths. We come to Thee at the opening of this special session to seek Thy counsel, guidance and blessing. Through the years, Thou has been our help. Be our strength now. Hitherto Thou has led us. Lead us in these days ahead. Endow the Speaker and every member of this legislative body with the right understanding, a pure purpose, and a steady determination to seek Thy will and the good of all the people. For this we pray, in our Master's name. Amen."

MESSAGE FROM THE SECRETARY OF STATE

Olympia, Washington  
January 10, 1972

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

Mr. Speaker:

I, A. Ludlow Kramer, Secretary of State of the state of Washington and custodian of the Seal of said State, do hereby certify that: I have carefully compared the annexed copy of a proclamation by the Governor calling an extraordinary session of the Legislature to convene on the 10th day of January, 1972, with the original copy of said proclamation now on file in this office, and find the same to be a full, true and correct copy of said original, and the whole thereof, together with all official endorsements thereon.

IN TESTIMONY WHEREOF, I have set my hand and affixed hereto the Seal of the State of Washington. Done at the Capitol at Olympia on this the date of January 10, 1972.

(SEAL OF THE STATE OF WASHINGTON)

A. LUDLOW KRAMER  
Secretary of State

PROCLAMATION BY THE GOVERNOR

Office of the Governor, December 23, 1971.

The Forty-second Washington State Legislature, which convened last January, adopted much significant legislation during its 120 days in Olympia. Other bills were introduced at that time, however, which failed to receive legislative approval and which are of critical importance to the citizens of this state. There is a manifest need for the Legislature to return and consider both these and other proposals which are also desirable in order to modernize our state's structure and laws and to make them more responsive to the needs of all our citizens. Additionally, the Legislature should review the budget to make certain that governmental operations for this biennium are based upon a proper allocation of state revenues in accordance with the most important priorities for their use.

The necessity for my calling a Second Extraordinary Session of the Washington State Legislature is dictated by the following factors:

1. Economic Recovery and Expansion Program. The critical problem of finding the means of stimulating the economic development of the state and providing more jobs for our workers was not solved by the Legislature in 1971. Insufficient consideration was given to the JOBS NOW and WASHINGTON FUTURE programs which were introduced then to provide such a solution for the state. Bills will again be introduced to establish a Regional Development Authority to provide assistance to areas hardest hit by unemployment or slow economic growth. A sales tax should be imposed upon the sale of gasoline to generate revenue for implementation of the Regional Development Act and other programs with a similar purpose. Finally, a series of bond issues should be proposed to the people which, together with federal and local matching funds, would provide a massive stimulus to Washington's economy and the capacity to achieve critically needed environmental objectives.

2. Constitutional Amendment on Tax Policy. The Legislature must consider ways of alleviating the overwhelming burden placed upon the state's taxpayers by a cumbersome and often inequitable taxing system. The Governor's Committee for a New Tax Policy has been charged with developing a comprehensive reform proposal which, if presented to the Legislature, should serve as the vehicle for a constitutional amendment to be submitted to the

voters next fall as a new direction for Washington's tax structure.

3. Public Confidence in Government. It should be clear to all persons in public life that a variety of factors has contributed in recent years to an erosion of citizen confidence in the responsiveness of their government and the willingness of their elected representatives to place the public interest above their personal aspirations. Responsible officials must act immediately to arrest this development which affects so directly the fundamental tenets upon which our system of government is based. The Legislature should adopt a Campaign Financing Disclosure bill to allow all citizens to consider the sources and recipients of campaign moneys used by candidates and political committees when casting their vote in an election. The existing conflict of interest statute should be broadened in scope to require the complete disclosure of assets and interests by all elective officials in the state and those other persons whose direct involvement with the governmental process necessitates public disclosure. Additionally, the Legislature should grant to the people the power to be heard more often on matters of importance to them by permitting annual general elections to be held throughout the state and should authorize annual sessions of the Legislature so changes and new ideas in state policy could be considered at more frequent intervals.

4. Citizens Affairs. While in Olympia the Legislature must address certain matters of great significance to the citizens of our state. Important among these considerations are proposals to amend and update the laws of community property and of landlord and tenant. The Legislature should also provide for the denial of the privilege of a state liquor license to those private clubs which practice racial or ethnic discrimination in choosing their membership.

5. Redistricting. The Legislature is under a court order to redistrict the political boundaries of this state by February 25, 1972. Hopefully this task can be accomplished swiftly so the attention of our lawmakers may be directed toward the pressing problems facing all the people of Washington.

As a result of these conditions, an emergency exists constituting an extraordinary occasion within the meaning of Article III, Section 7, of the Constitution of the State of Washington.

NOW, THEREFORE, I, Daniel J. Evans, Governor of the State of Washington, by virtue of the authority vested in me by the Constitution do hereby convene the Legislature of the State of Washington in Extraordinary Session in the Capitol at Olympia on the tenth day of January, A. D. 1972, at the hour of nine o'clock a.m., and

I DO HEREBY SPECIFY, in accordance with the requirements of the Constitution that the purposes for which the Legislature is convened are:

To carry on the necessary functions and services of state government; and

To consider the enactment of the several other measures specified above for the benefit of the people of the State of Washington.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the State of Washington to be affixed at Olympia, this 23rd day of December, A.D., Nineteen Hundred and Seventy-one.

(SEAL OF THE STATE OF WASHINGTON)

DANIEL J. EVANS  
Governor

BY THE GOVERNOR:  
A. LUDLOW KRAMER  
Secretary of State

MESSAGE FROM THE SECRETARY OF STATE

January 10, 1972.  
TO THE HONORABLE, THE SPEAKER OF THE HOUSE OF REPRESENTATIVES, THE LEGISLATURE OF THE STATE OF WASHINGTON, OLYMPIA, WASHINGTON.

SIR:

I, A. LUDLOW KRAMER, Secretary of State of the State of Washington, do hereby certify that the following is a full, true and correct list of the persons elected to the office of State Representative at the State General Election held in the several voting precincts of the State of Washington on the third day of November, 1970, as shown by the official returns of said election now on file in the office of Secretary of State and of the persons appointed to office of State Representative prior to the beginning of the forty-second biennial session of the State Legislature as previously certified on the eleventh day of January, 1971, together with a list of persons appointed to the office of State Representative since the adjournment of the First Extraordinary Session of the Forty-second Legislature, and that all are entitled to seats in the House of Representatives of the State of Washington at its Extraordinary Session commencing on the tenth day of January, A.D., 1972:

LIST OF REPRESENTATIVES ELECTED NOVEMBER 3, 1970  
OR APPOINTED PRIOR TO THE LAST PREVIOUS SESSION

<u>DISTRICT</u>	<u>NAME</u>	<u>COUNTIES REPRESENTED</u>
No. 1	Alan Bluechel	King, part
No. 1	Arthur C. Brown	King, part
No. 2A	Joe D. Haussler	Okanogan
No. 2B	William Schumaker	Pend Oreille-Stevens-Ferry
No. 3	Margaret Hurley	Spokane, part
No. 3	Wm. J. S. Bill May	Spokane, part

No. 4	Jim (Keenly) Kuehnle	Spokane, part
No. 4	Walt O. Knowles	Spokane, part
No. 5A	Geraldine McCormick	Spokane, part
No. 5B	Edward T. Luders	Spokane, part
No. 6	A. J. Bud Pardini	Spokane, part
No. 6	Jerry C. Kopet	Spokane, part
No. 7	Carlton A. Gladder	Spokane, part
No. 8A	Irving Newhouse	Yakima, part
No. 8B	Max Benitz	Benton, part
No. 9A	Robert F. Goldsworthy	Whitman
No. 9B	Otto Amen	Lincoln-Adams
No. 10	Joe Mentor	Island; Kitsap, part
No. 10	F. Pat Wanamaker	Island; Kitsap, part
No. 11A	Vaughn Hubbard	Asotin-Columbia- Garfield and Walla Walla, part
No. 11B	Thomas L. Copeland	Walla Walla, part
No. 12	Robert Bob Curtis	Chelan-Douglas
No. 12	Horace W. Bozarth	Chelan-Douglas
No. 13	S. E. Sid Flanagan	Grant-Kittitas
No. 13	Stewart Bledsoe	Grant-Kittitas
No. 14	Chet Hatfield	Yakima, part
No. 15	Keith J. Spanton	Yakima, part
No. 15	Sid W. Morrison	Yakima, part
No. 16A	Doris Johnson	Benton, part
No. 16B	Charles Kilbury	Franklin
No. 17	Albert Bauer	Klickitat-Skamania and Clark, part
No. 17	Harold S. Zimmerman	Klickitat-Skamania and Clark, part
No. 18	William Bill Paris	Cowlitz-Wahkiakum
No. 18	Alan Thompson	Cowlitz-Wahkiakum
No. 19	Robert L. Bob Charette	Pacific; Grays Harbor, part
No. 19	Eric O. Anderson	Pacific; Grays Harbor, part
No. 20	Elmer Jastad	Lewis; Grays Harbor, part
No. 20	Warren Smith	Lewis; Grays Harbor, part
No. 21	Dale E. Hoggins	Snohomish, part
No. 21	Bill Kiskaddon	Snohomish, part
No. 22	Hal Wolf	Thurston
No. 22	Floyd R. Conway	Thurston
No. 23	C. W. Red Beck	Kitsap, part
No. 23	Robert W. Randall	Kitsap, part
No. 24	Paul H. Conner	Clallam-Mason- Jefferson
No. 24	Charles R. Savage	Clallam-Mason- Jefferson
No. 25	Frank B. Brouillet	Pierce, part
No. 25	Leonard A. Sawyer	Pierce, part
No. 26	A. A. Adams	Pierce, part
No. 26	Thomas A. Swayze, Jr.	Pierce, part
No. 27	Lorraine Wojahn	Pierce, part
No. 27	Frank Marzano	Pierce, part
No. 28	Helmut L. Juelling	Pierce, part
No. 28	Ned Shera	Pierce, part
No. 29	P. J. Jim Gallagher	Pierce, part

No. 29	R. Ted Bottiger	Pierce, part
No. 30	Norwood Cunningham	King, part
No. 30	Paul Barden	King, part
No. 31	H. Stan Bradley	King, part
No. 31	King Lysen	King, part
No. 32A	G. K. Jeff Douthwaite	King, part
No. 32B	Al Williams	King, part
No. 33	John L. O'Brien	King, part
No. 33	William Bill Chatalas	King, part
No. 34	John M. Rosellini	King, part
No. 34	Dave Ceccarelli	King, part
No. 35	John Merrill	King, part
No. 35	John Bagnariol	King, part
No. 36	Gladys Kirk	King, part
No. 36	Kenneth O. Eikenberry	King, part
No. 37	Michael K. Ross	King, part
No. 37	Peggy Joan Maxie	King, part
No. 38	Richard Dick King	Snohomish, part
No. 38	John Martinis	Snohomish, part
No. 39	Henry G. Backstrom	Snohomish, part
No. 39	Charles Moon	Snohomish, part
No. 40	James Costanti	San Juan-Skagit
No. 40	Duane L. Berentson	San Juan-Skagit
No. 41	Axel C. Julin	King, part
No. 41	William M. Polk	King, part
No. 42	Don Hansey	Whatcom
No. 42	Cas Farr	Whatcom
No. 42	Dan Van Dyk	Whatcom
No. 43	John B. Rabel	King, part
No. 43	Jim McDermott	King, part
No. 44	Donn Charnley	King, part
No. 44	Lois North	King, part
No. 45	Mark Litchman	King, part
No. 45	Robert A. Perry	King, part
No. 46	Paul Kraabel	King, part
No. 46	Scott Blair	King, part
No. 47	Gary Grant	King, part
No. 47	A. N. Bud Shinpoch	King, part
No. 48	James E. Gilleland	King, part; Snohomish, 1 precinct
No. 48	John D. Jones	King, part; Snohomish, 1 precinct
No. 49	Daniel G. Marsh	Clark, part
No. 49	Richard L. Smythe	Clark, part

I further certify that as of August 16, 1971, the Board of County Commissioners of Spokane County has appointed H. D. RICHARDSON to the position of State Representative, Legislative District No. 7, to fill the vacancy caused by the resignation of State Representative Edward F. Harris.

I further certify that as of December 23, 1971, the Board of County Commissioners of Yakima County has appointed DONALD G. GARRETT to the position of State Representative, Legislative District No. 14, to fill the vacancy caused by the resignation of State Representative Marjorie W. Lynch.

IN WITNESS WHEREOF, I have hereunto set my hand, and affixed the Seal of the State of Washington at Olympia, this tenth day of January, A. D., 1972.

(SEAL OF THE STATE OF WASHINGTON)

A. LUDLOW KRAMER  
Secretary of State

The Clerk called the roll and all members were present except Representative Julin who was excused.

The Speaker appointed the following committee along with the Sergeant at Arms to escort the Honorable Orris L. Hamilton, Chief Justice of the Supreme Court of the State of Washington, to the rostrum: Representatives Benitz and Charette.

The Speaker appointed the following committee to escort Mr. Donald G. Garrett to the rostrum: Representatives Hatfield and Haussler.

The Speaker appointed the following committee to escort Mr. H. D. Richardson to the rostrum: Representatives Gladder and Hurley.

Chief Justice Orris L. Hamilton administered the oath of office to Donald G. Garrett and H. D. Richardson and presented them with their certificates of office.

The escort committees escorted Representatives Garrett and Richardson to their seats.

The Speaker instructed Representatives Benitz and Charette and the Sergeant at Arms to escort Chief Justice Hamilton from the House Chamber.

#### RESOLUTIONS

HOUSE RESOLUTION NO. 72-1, by Representative Bledsoe:

BE IT RESOLVED, That the permanent House rules of the Forty-second Legislative Session be adopted by this House as permanent rules of the House of Representatives, Second Extraordinary Session, Forty-second Legislature, with the following amendments:

Amend Rule 44 as follows:

Rule 44. Business shall be disposed of in the following order:

First - Roll call, presentation of colors, prayer, and approval of the Journal of the preceding day.

Second - Introduction of visitors.

Third - Messages from the Senate, Governor, and other state officials.

Fourth - Introduction and first reading of bills, memorials, joint resolutions and concurrent resolutions.

Fifth - Presentation of petitions, memorials, and remonstrances addressed to the Legislature.

Sixth - Floor resolutions and motions.

Seventh - Committee reports.

Eighth - Second reading of bills.

Ninth - Third reading of bills.

Tenth - Introduction of visitors and other business to be considered.

Eleventh - Announcements of committee meetings.

Mr. Bledsoe moved adoption of the resolution.

Mr. Grant moved adoption of the following amendment by Representatives Grant, Chatalas and Sawyer:

On page 1, line 25, add the following:

Amend House Rule 48 as follows: After "recess," on line 1 and before "and a call" on line 2, strike "to lay on the table"

After the third paragraph of Rule 48, add a new paragraph to read as follows:

"A motion to lay on the table shall not be debatable, except that the member who has a question pending before the house may briefly speak to the question. The vote on any motion to lay on the table shall be recorded."

Mr. Grant spoke in favor of adoption of the amendment, and Mr. Bledsoe spoke against it.

Mr. Rosellini demanded an electric roll call, and the demand was sustained.

Representatives King and Moon spoke in favor of adoption of the amendment, and Representative Newhouse spoke against it.

#### ROLL CALL

The Clerk called the roll on the adoption of the amendment by Representatives Grant, Chatalas and Sawyer to House Resolution No. 72-1, and the amendment was lost by the following vote: Yeas, 46; nays, 52; not voting, 1.

Voting yea: Representatives Adams, Anderson, Bagnariol, Bauer, Beck, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Douthwaite, Grant, Haussler, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, O'Brien, Perry, Randall, Rosellini, Savage, Sawyer, Shinpoch, Thompson, Van Dyk, Williams, Wojahn.

Voting nay: Representatives Amen, Backstrom, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry,

Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Hoggins, Hubbard, Jones, Juelling, Kirk, Kiskaddon, Kopet, Kraabel, Kuehne, Litchman, Mentor, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Richardson, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representative Julin.

The Speaker stated the question before the House to be adoption of House Resolution No. 72-1.

Mr. Bledsoe spoke in favor of the resolution.

The resolution was adopted.

#### COMMITTEE FROM THE SENATE

Senators Jolly, Day and Scott appeared at the bar of the House and reported that the Senate was organized and ready for business.

The committee retired.

#### MOTIONS

On motion of Mr. Wolf, the House advanced to the sixth order of business.

#### RESOLUTIONS

On motion of Mr. Morrison, the following resolutions listed under the sixth order of business on today's agenda were adopted:

HOUSE RESOLUTION NO. 72-2, by Representative Bledsoe:

BE IT RESOLVED, That the Speaker appoint a committee of three members of the House to notify the Senate that the House of Representatives is now organized and ready for business.

HOUSE RESOLUTION NO. 72-3, by Representative Bledsoe:

BE IT RESOLVED, That the state treasurer and budget director be, and they are hereby directed to draw their warrants for payment of the salaries of the employees of the House of Representatives and members' subsistence allowance every seventh day of the session, and they are hereby authorized and directed to deliver the warrants to the Chief Clerk of the House.

BE IT FURTHER RESOLVED, That the Chief Clerk of the House, by and with the approval of the Speaker of the House, be authorized and directed to establish salaries of the employees of the House.

## APPOINTMENT OF SPECIAL COMMITTEE

Under the provisions of House Resolution No. 72-2, the Speaker appointed Representatives Newhouse, Chatalas and Barden to notify the Senate that the House is organized and ready to do business.

## MOTION

On motion of Mr. Bledsoe, the House reverted to the fourth order of business.

## INTRODUCTION AND FIRST READING

HOUSE BILL NO. 1, by Representatives Wolf, Newhouse, Morrison, Copeland, Bledsoe, Pardini, North, Adams, Amen, Charnley, Hoggins, Jones, Kilbury, Martinis, Polk and Smith:

AN ACT Relating to elections; amending section 29.13.010, chapter 9, Laws of 1965 as amended by section 2, chapter 123, Laws of 1965 and RCW 29.13.010; amending section 29.27.045, chapter 9, Laws of 1965 and RCW 29.27.045; amending section 29.42.030, chapter 9, Laws of 1965 and RCW 29.42.030; amending section 29.42.040, chapter 9, Laws of 1965 and RCW 29.42.040; amending section 29.42.050, chapter 9, Laws of 1965 as last amended by section 2, chapter 32, Laws of 1967 ex. sess. and RCW 29.42.050; amending section 29.68.080, chapter 9, Laws of 1965 and RCW 29.68.080; amending section 29.68.090, chapter 9, Laws of 1965 and RCW 29.68.090; amending section 29.80.010, chapter 9, Laws of 1965 and RCW 29.80.010; adding a new section to chapter 9, Laws of 1965 and to Title 29 RCW; and declaring an emergency.

To Committee on Elections and Apportionment.

HOUSE BILL NO. 2, by Representatives Bledsoe, Charette, Wolf, Morrison, Pardini, Newhouse, North, Wanamaker, Backstrom, Beck, Ceccarelli, Chatalas, Cunningham, Goldsworthy, Hansey, Hoggins, Jones, Kilbury, McDermott, Mentor, Paris, Polk, Shera and Smith:

AN ACT Relating to providing free tuition at certain institutions of education to children of Washington citizens determined to be prisoners of war or missing in action in Southeast Asia; adding a new section to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.09 RCW; adding a new section to chapter 223, Laws of 1969 ex. sess. and to chapter 28B.10 RCW; and declaring an emergency.

To Committee on Higher Education.

HOUSE BILL NO. 3, by Representatives Bledsoe, Wolf, Newhouse, Pardini, Morrison, North, Backstrom,

Cunningham, Hansey, Hoggins, Kilbury, Mentor,  
Schumaker and Smith:

AN ACT Relating to civil liability; and adding a new  
section to chapter 4.24. RCW.

To Committee on Judiciary.

HOUSE BILL NO. 4, by Representatives Wolf, Newhouse,  
Copeland, Flanagan, Jones, Polk and Shera:

AN ACT Relating to negotiations by certificated personnel  
of school districts; and amending section  
28A.72.020, chapter 223, Laws of 1969 ex. sess. and  
RCW 28A.72.020.

To Committee on Education and Libraries.

HOUSE BILL NO. 5, by Representatives Smythe and Zimmerman:

AN ACT Relating to local government; adding new sections to  
chapter 41.14 RCW; and declaring an emergency.

To Committee on Local Government.

HOUSE BILL NO. 6, by Representative Goldsworthy:

AN ACT Relating to revenue and taxation; imposing a state  
income tax; decreasing sales and use taxes;  
exempting food and drugs from sales and use taxes;  
eliminating state business and occupation tax;  
adding a new section to chapter 15, Laws of 1961 and  
to chapter 82.08 RCW; adding a new section to  
chapter 15, Laws of 1961 and to chapter 82.12 RCW;  
adding a new section to chapter 15, Laws of 1961 and  
to chapter 82.04 RCW; adding a new title to the  
Revised Code of Washington; repealing section 1,  
chapter 8, Laws of 1970 ex. sess., section 1,  
chapter 281, Laws of 1971 ex. sess., section 3,  
chapter 299, Laws of 1971 ex. sess. and RCW  
82.04.050; repealing section 82.04.220, chapter 15,  
Laws of 1961 and RCW 82.04.220; repealing section  
82.04.230, chapter 15, Laws of 1961, section 7,  
chapter 149, Laws of 1967 ex. sess., section 33,  
chapter 262, Laws of 1969 ex. sess., section 2,  
chapter 281, Laws of 1971 ex. sess. and RCW  
82.04.230; repealing section 82.04.240, chapter 15,  
Laws of 1961, section 5, chapter 173, Laws of 1965  
ex. sess., section 8, chapter 149, Laws of 1967 ex.  
sess., section 34, chapter 262, Laws of 1969 ex.  
sess., section 3, chapter 281, Laws of 1971 ex.  
sess. and RCW 82.04.240; repealing section  
82.04.250, chapter 15, Laws of 1961, section 9,  
chapter 149, Laws of 1967 ex. sess., section 35,  
chapter 262, Laws of 1969 ex. sess., section 2,  
chapter 186, Laws of 1971 ex. sess., section 4,  
chapter 281, Laws of 1971 ex. sess. and RCW

82.04.250; repealing section 3, chapter 65, Laws of 1970 ex. sess. and RCW 82.04.255; repealing section 82.04.260, chapter 15, Laws of 1961, section 6, chapter 173, Laws of 1965 ex. sess., section 10, chapter 149, Laws of 1967 ex. sess., section 36, chapter 262, Laws of 1969 ex. sess., section 3, chapter 186, Laws of 1971 ex. sess., section 5, chapter 281, Laws of 1971 ex. sess. and RCW 82.04.260; repealing section 82.04.270, chapter 15, Laws of 1961, section 11, chapter 149, Laws of 1967 ex. sess., section 37, chapter 262, Laws of 1969 ex. sess., section 4, chapter 186, Laws of 1971 ex. sess., section 6, chapter 281, Laws of 1971 ex. sess. and RCW 82.04.270; repealing section 82.04.275, chapter 15, Laws of 1961, section 12, chapter 149, Laws of 1967 ex. sess. and RCW 82.04.275; repealing section 2, chapter 8, Laws of 1970 ex. sess., section 7, chapter 281, Laws of 1971 ex. sess., section 5, chapter 299, Laws of 1971 ex. sess. and RCW 82.04.280; repealing section 82.04.290, chapter 15, Laws of 1961, section 2, chapter 28, Laws of 1963 ex. sess., section 14, chapter 149, Laws of 1967 ex. sess., section 39, chapter 262, Laws of 1969 ex. sess., section 4, chapter 65, Laws of 1970 ex. sess., section 8, chapter 281, Laws of 1971 ex. sess., and RCW 82.04.290; repealing section 82.04.300, chapter 15, Laws of 1961, section 3, chapter 293, Laws of 1961 and RCW 82.04.300; repealing section 82.04.310, chapter 15, Laws of 1961 and RCW 82.04.310; repealing section 82.04.320, chapter 15, Laws of 1961 and RCW 82.04.320; repealing section 82.04.330, chapter 15, Laws of 1961, section 7, chapter 173, Laws of 1965 ex. sess. and RCW 82.04.330; repealing section 1, chapter 145, Laws of 1965 ex. sess. and RCW 82.04.335; repealing section 82.04.340, chapter 15, Laws of 1961 and RCW 82.04.340; repealing section 82.04.350, chapter 15, Laws of 1961 and RCW 82.04.350; repealing section 82.04.360, chapter 15, Laws of 1961 and RCW 82.04.360; repealing section 82.04.370, chapter 15, Laws of 1961, section 4, chapter 293, Laws of 1961 and RCW 82.04.370; repealing section 82.04.380, chapter 15, Laws of 1961 and RCW 82.04.380; repealing section 3, chapter 81, Laws of 1970 ex. sess. and RCW 82.04.385; repealing section 82.04.390, chapter 15, Laws of 1961 and RCW 82.04.390; repealing section 3, chapter 101, Laws of 1970 ex. sess. and RCW 82.04.405; repealing section 82.04.410, chapter 15, Laws of 1961, section 15, chapter 149, Laws of 1967 ex. sess. and RCW 82.04.410; repealing section 10, chapter 173, Laws of 1965 ex. sess. and RCW 82.04.415; repealing section 1, chapter 156, Laws of 1969 ex. sess. and RCW 82.04.417; repealing section 82.04.420, chapter 15, Laws of 1961 and RCW 82.04.420; repealing section 82.04.425, chapter 15, Laws of 1961, section 9, chapter 173, Laws of 1965 ex. sess. and RCW 82.04.425; repealing section 1, chapter 13, Laws of 1971 and RCW 82.04.430; repealing section 17, chapter 149, Laws of 1967 ex.

sess. and RCW 82.04.432; repealing section 26, chapter 173, Laws of 1965 ex. sess., section 1, chapter 89, Laws of 1967 ex. sess., section 1, chapter 257, Laws of 1969 ex. sess., section 6, chapter 299, Laws of 1971 ex. sess. and RCW 82.04.435; repealing section 82.04.440, chapter 15, Laws of 1961, section 12, chapter 173, Laws of 1965 ex. sess., section 16, chapter 149, Laws of 1967 ex. sess. and RCW 82.04.440; repealing section 82.04.450, chapter 15, Laws of 1961 and RCW 82.04.450; repealing section 82.04.460, chapter 15, Laws of 1961 and RCW 82.04.460; repealing section 82.04.470, chapter 15, Laws of 1961 and RCW 82.04.470; repealing section 82.04.480, chapter 15, Laws of 1961 and RCW 82.04.480; repealing section 82.04.490, chapter 15, Laws of 1961 and RCW 82.04.490; repealing section 82.04.500, chapter 15, Laws of 1961 and RCW 82.04.500; repealing section 82.04.510, chapter 15, Laws of 1961 and RCW 82.04.510; repealing section 82.04.900, chapter 15, Laws of 1961 and RCW 82.04.900; repealing section 82.08.020, chapter 15, Laws of 1961, section 6, chapter 293, Laws of 1961, section 13, chapter 173, Laws of 1965 ex. sess., section 19, chapter 149, Laws of 1967 ex. sess., section 31, chapter 262, Laws of 1969 ex. sess., section 9, chapter 281, Laws of 1971 ex. sess. and RCW 82.08.020; repealing section 82.12.020, chapter 15, Laws of 1961, section 9, chapter 293, Laws of 1961, section 18, chapter 173, Laws of 1965 ex. sess., section 22, chapter 149, Laws of 1967 ex. sess., section 32, chapter 262, Laws of 1969 ex. sess., section 10, chapter 281, Laws of 1971 ex. sess. and RCW 82.12.020; and prescribing effective dates.

To Committee on Revenue and Taxation.

HOUSE BILL NO. 7, by Representatives Kilbury, Shinpoch, Adams, Charnley, McDermott and Merrill:

AN ACT Relating to landlords and tenants; adding a new section to Title 59 RCW; and prescribing penalties.

To Committee on Judiciary.

HOUSE BILL NO. 8, by Representatives Smythe, Marsh, Bauer and Zimmerman:

AN ACT Relating to public works or improvement contracts; repealing section 1, chapter 246, Laws of 1943 and RCW 39.16.010; repealing section 2, chapter 246, Laws of 1943 and RCW 39.16.020; repealing section 3, chapter 246, Laws of 1943 and RCW 39.16.030; and repealing section 4, chapter 246, Laws of 1943 and RCW 39.16.040.

To Committee on Local Government.

HOUSE BILL NO. 9, by Representatives Bottiger, Julin, Sawyer, Kilbury, Marzano and Shinpoch:

AN ACT Relating to community property; adding new sections to chapter 26.16 RCW; and declaring an emergency.

To Committee on Judiciary.

HOUSE BILL NO. 10, by Representatives May, Backstrom, Bauer, Ceccarelli, Hansey, Hurley, King, Knowles, Luders, Marzano, McCormick, Pardini, Randall, Schumaker and Shinpoch:

AN ACT Relating to revenue and taxation; and amending section 82.50.030, chapter 15, Laws of 1961 as last amended by section 37, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.030.

To Committee on Transportation.

HOUSE BILL NO. 11, by Representatives Cunningham and Kilbury:

AN ACT Relating to rules of the road for motor vehicles at railroad crossings; and amending section 48, chapter 155, Laws of 1965 ex. sess. as amended by section 7, chapter 100, Laws of 1970 ex. sess. and RCW 46.61.350..

To Committee on Transportation.

HOUSE BILL NO. 12, by Representatives Copeland and Chatalas:

AN ACT Relating to public printing; and amending section 43.78.080, chapter 8, Laws of 1965 as amended by section 7, chapter 6, Laws of 1969 and RCW 43.78.080.

HOUSE BILL NO. 13, by Representatives Cunningham and Hoggins:

AN ACT Relating to property taxes; adding a new section to chapter 15, Laws of 1961 and to chapter 84.68 RCW; and amending section 84.68.010, chapter 15, Laws of 1961 and RCW 84.68.010.

To Committee on Local Government.

HOUSE BILL NO. 14, by Representatives Zimmerman, Smythe, Wolf and Bottiger:

AN ACT Relating to outdoor music festivals; amending section 26, chapter 302, Laws of 1971 ex. sess. and RCW 70.108.070; amending section 28, chapter 302, Laws of 1971 ex. sess. and RCW 70.108.090; adding a

new section to chapter 70.108 RCW; and declaring an emergency.

To Committee on Local Government.

HOUSE BILL NO. 15, by Representatives Litchman, Bagnariol, Rosellini, Anderson, Bradley, Ceccarelli, Gallagher and Marzano:

AN ACT Relating to the support of state government; authorizing a state operated sweepstakes; establishing a sweepstakes commission and setting out its powers and duties; providing for a special fund; adding a new chapter to Title 67 RCW; and setting forth an effective date.

To Committee on Revenue and Taxation.

HOUSE BILL NO. 16, by Representatives Litchman, Bagnariol, Barden, Adams, Ceccarelli, Gallagher, Martinis, Mentor and Schumaker:

AN ACT Relating to revenue and taxation; amending section 84.40.020, chapter 15, Laws of 1961 as amended by section 35, chapter 149, Laws of 1967 ex. sess. and RCW 84.40.020; amending section 84.40.210, chapter 15, Laws of 1961 as amended by section 1, chapter 168, Laws of 1961 and RCW 84.40.210; amending section 84.40.220, chapter 15, laws of 1961 as amended by section 1, chapter 18, Laws of 1971 ex. sess. and RCW 84.40.220; amending section 84.44.060, chapter 15, Laws of 1961 and RCW 84.44.060; adding a new section to chapter 15, Laws of 1961 and to chapter 84.36 RCW; repealing section 1, chapter 124, Laws of 1969 ex. sess. and RCW 84.36.300; repealing section 2, chapter 124, Laws of 1969 ex. sess. and RCW 84.36.310; repealing section 3, chapter 124, Laws of 1969 ex. sess. and RCW 84.36.320; repealing section 4, chapter 124, Laws of 1969 ex. sess. and RCW 84.36.330; repealing section 84.44.070, chapter 15, Laws of 1961 and RCW 84.44.070; repealing section 84.56.180, chapter 15, Laws of 1961, section 5, chapter 124, Laws of 1969 ex. sess. and RCW 84.56.180; repealing section 84.56.190, chapter 15, Laws of 1961 and RCW 84.56.190; and prescribing an effective date.

To Committee on Revenue and Taxation.

HOUSE BILL NO. 17, by Representatives Cunningham, Bluechel, Kirk and Shinpoch:

AN ACT Relating to the taxation of special fuel; and amending section 9, chapter 175, Laws of 1971 ex. sess. and RCW 82 38.080.

To Committee on Transportation.

HOUSE BILL NO. 18, by Representatives Kilbury, Shinpoch and Douthwaite:

AN ACT Relating to domestic relations; providing for marriage and its dissolution; creating a new chapter in Title 26 RCW; creating new sections; repealing sections 1 and 5, page 404, Laws of 1854, section 1, page 81, Laws of 1866, section 2380, Code of 1881, section 1, chapter 230, Laws of 1963, section 2, chapter 17, Laws of 1970 ex. sess. and RCW 26.04.010; repealing section 115, page 96, Laws of 1854, section 2, page 81, Laws of 1866, section 949, Code of 1881, section 1, chapter 189, Laws of 1927 and RCW 26.04.020; repealing section 1, chapter 174, Laws of 1909, section 1, chapter 16, Laws of 1909 ex. sess., section 1, chapter 149, Laws of 1959 and RCW 26.04.030; repealing section 2, chapter 174, Laws of 1909, section 2, chapter 16, Laws of 1909 ex. sess., section 2, chapter 149, Laws of 1959 and RCW 26.04.040; repealing section 4, page 404, Laws of 1854, section 4, page 82, Laws of 1866, section 2382, Code of 1881, section 1, page 43, Laws of 1883, section 1, page 98, Laws of 1890, section 1, chapter 35, Laws of 1913, section 69, chapter 81, Laws of 1971 and RCW 26.04.050; repealing section 6, page 405, Laws of 1854, sections 10 and 11, page 83, Laws of 1866, section 2388, Code of 1881 and RCW 26.04.060; repealing section 5, page 82, Laws of 1866, section 2383, Code of 1881 and RCW 26.04.070; repealing section 6, page 82, Laws of 1866, section 2384, Code of 1881 and RCW 26.04.080; repealing section 7, page 405, Laws of 1854, section 7, page 82, Laws of 1866, section 2385, Code of 1881, section 1, chapter 172, Laws of 1927, section 1, chapter 59, Laws of 1947, section 4, chapter 26, Laws of 1967 and RCW 26.04.090; repealing section 8, page 82, Laws of 1866, section 2, page 105, Laws of 1867, section 2386, Code of 1881, section 1, page 66, Laws of 1886, section 2, chapter 59, Laws of 1947, section 5, chapter 26, Laws of 1967 and RCW 26.04.100; repealing section 9, page 83, Laws of 1866, section 2387, Code of 1881, section 2, page 66, Laws of 1886, section 3, chapter 59, Laws of 1947, section 6, chapter 26, Laws of 1967 and RCW 26.04.110; repealing section 2389, Code of 1881 and RCW 26.04.120; repealing section 3, page 81, Laws of 1866, section 2381, Code of 1881 and RCW 26.04.130; repealing section 2, chapter 204, Laws of 1939 and RCW 26.04.140; repealing section 3, chapter 204, Laws of 1939, section 2, chapter 230, Laws of 1963 and RCW 26.04.150; repealing section 4, chapter 204, Laws of 1939, section 7, chapter 26, Laws of 1967 and RCW 26.04.160; repealing section 1, chapter 279, Laws of 1969 ex. sess. and RCW 26.04.165; repealing section 5, chapter 204, Laws of 1939 and RCW 26.04.170; repealing section 1, chapter 107, Laws of 1953, section 3, chapter 230, Laws of 1963 and RCW 26.04.180; repealing section 7, chapter 204, Laws of 1939 and RCW 26.04.190; repealing section 8, chapter 204, Laws of 1939 and RCW 26.04.200; repealing

sections 13 and 14, page 83, Laws of 1866, section 1, page 104, Laws of 1867, sections 2391 and 2392, Code of 1881, section 3, chapter 174, Laws of 1909, section 3, chapter 16, Laws of 1909 ex. sess., section 3, chapter 149, Laws of 1959, section 4, chapter 230, Laws of 1963, section 5, chapter 17, Laws of 1970 ex. sess. and RCW 26.04.210; repealing section 15, page 84, Laws of 1866, section 2393, Code of 1881 and RCW 26.04.220; repealing section 16, page 84, Laws of 1866, section 2394, Code of 1881, section 4, chapter 174, Laws of 1909, section 4, chapter 16, Laws of 1909 ex. sess. and RCW 26.04.230; repealing section 17, page 84, Laws of 1866, section 2395, Code of 1881 and RCW 26.04.240; repealing section 419, chapter 249, Laws of 1909 and RCW 26.04.250; repealing section 1, chapter 215, Laws of 1949 and RCW 26.08.010; repealing section 2, chapter 215, Laws of 1949, section 1, chapter 15, Laws of 1965 ex. sess. and RCW 26.08.020; repealing section 3, chapter 215, Laws of 1949, section 1, chapter 28, Laws of 1970 ex. sess. and RCW 26.08.030; repealing section 4, chapter 215, Laws of 1949 and RCW 26.08.040; repealing section 5, chapter 215, Laws of 1949 and RCW 26.08.050; repealing section 6, chapter 215, Laws of 1949 and RCW 26.08.060; repealing section 7, chapter 215, Laws of 1949 and RCW 26.08.070; repealing section 8, chapter 215, Laws of 1949 and RCW 26.08.080; repealing section 9, chapter 215, Laws of 1949, section 70, chapter 81, Laws of 1971 and RCW 26.08.090; repealing section 10, chapter 215, Laws of 1949 and RCW 26.08.100; repealing section 11, chapter 215, Laws of 1949 and RCW 26.08.110; repealing section 12, chapter 215, Laws of 1949 and RCW 26.08.120; repealing section 13, chapter 215, Laws of 1949 and RCW 26.08.130; repealing section 14, chapter 215, Laws of 1949 and RCW 26.08.140; repealing section 15, chapter 215, Laws of 1949 and RCW 26.08.150; repealing section 16, chapter 215, Laws of 1949 and RCW 26.08.160; repealing section 17, chapter 215, Laws of 1949 and RCW 26.08.170; repealing section 18, chapter 215, Laws of 1949 and RCW 26.08.180; repealing section 19, chapter 215, Laws of 1949 and RCW 26.08.190; repealing section 20, chapter 215, Laws of 1949 and RCW 26.08.200; repealing section 21, chapter 215, Laws of 1949 and RCW 26.08.210; repealing section 11, chapter 26, Laws of 1967 and RCW 26.08.215; repealing section 22, chapter 215, Laws of 1949 and RCW 26.08.220; repealing section 1, chapter 135, Laws of 1949 and RCW 26.08.230; and declaring an effective date.

To Committee on Judiciary.

HOUSE BILL NO. 19, by Representatives Marzano, Hurley, Adams, Anderson, Bauer, Beck, Ceccarelli, Chatalas, Gallagher, Johnson, Kilbury, Martinis, McCormick, Savage, Smith and Wojahn:

AN ACT Relating to veterans' benefits; providing for the payment of a bonus to certain veterans of the armed forces from the state of Washington from the current statutory excise tax on cigarettes and such additional means as the legislature shall provide; providing a burial allowance; amending section 2, chapter 272, Laws of 1959 as amended by section 2, chapter 299, Laws of 1971 ex. sess. and RCW 73.32.130; making an appropriation; and providing penalties.

To Committee on State Government.

HOUSE BILL NO. 20, by Representatives May, Adams, Anderson, Bottiger, Douthwaite, Gallagher, Grant, Haussler, Hurley, Kilbury, Luders, Martinis, Marzano, McCormick and O'Brien:

AN ACT Relating to industrial insurance; amending section 51.52.110, chapter 23, Laws of 1961 as last amended by section 24, chapter 289, Laws of 1971 ex. sess. and RCW 51.52.110; and amending section 51.52.130, chapter 23, Laws of 1961 and RCW 51.52.130.

To Committee on Labor and Employment Security.

HOUSE BILL NO. 21, by Representatives Maxie, Chatalas, Kilbury and Martinis:

AN ACT Relating to endorsement of candidates for public office; adding a new chapter to Title 29 RCW; defining crimes; and prescribing penalties.

To Committee on Elections and Apportionment.

HOUSE BILL NO. 22, by Representatives Kilbury, Charnley and Johnson:

AN ACT Relating to soil conservation; amending section 3, chapter 187, Laws of 1939 as last amended by section 2, chapter 240, Laws of 1961 and RCW 89.08.020; adding new sections to chapter 89.08 RCW; and prescribing penalties.

To Committee on Agriculture.

HOUSE BILL NO. 23, by Representative Schumaker:

AN ACT Relating to outdoor recreation; amending section 2, chapter 5, Laws of 1965 and RCW 43.99.020; creating a new section; and declaring an emergency.

To Committee on State Government.

HOUSE BILL NO. 24, by Representatives Grant, Ceccarelli, Chatalas, Douthwaite, Johnson, Kilbury and Marzano:

AN ACT Relating to unemployment compensation; providing for mandatory coverage for employees of local governmental units; amending section 21, chapter 3, Laws of 1971 and RCW 50.44.040; adding a new section to chapter 3, Laws of 1971 and to chapter 50.44 RCW; and repealing section 21, chapter 35, Laws of 1945, section 7, chapter 265, Laws of 1951, section 1, chapter 276, Laws of 1953, section 1, chapter 8, Laws of 1953 ex. sess., section 9, chapter 3, Laws of 1971 and RCW 50.04.200.

To Committee on Labor and Employment Security.

HOUSE BILL NO. 25, by Representatives Grant, Bauer, Douthwaite, Johnson, Kilbury and Lysen:

AN ACT Relating to public employees' collective bargaining; and amending section 2, chapter 108, Laws of 1967 ex. sess. and RCW 41.56.020.

To Committee on Labor and Employment Security.

HOUSE BILL NO. 26, by Representatives Charnley, Ceccarelli and Douthwaite:

AN ACT Relating to retail sales tax; providing for the exemption of certain sales to certain persons; providing for the administration of such exemption; amending section 82.08.030, chapter 15, Laws of 1961 as last amended by section 1, chapter 11, Laws of 1971 ex. sess. and RCW 82.08.030; amending section 82.08.050, chapter 15, Laws of 1961 as last amended by section 7, chapter 299, Laws of 1971 ex. sess. and RCW 82.08.050; amending section 82.08.070, chapter 15, Laws of 1961 as last amended by section 8, chapter 299, Laws of 1971 ex. sess. and RCW 82.08.070; and adding new sections to chapter 15, Laws of 1961 and chapter 82.08 RCW.

To Committee on Revenue and Taxation.

HOUSE BILL NO. 27, by Representatives Beck, Charnley, Cunningham, Douthwaite and Martinis:

AN ACT Relating to motor vehicle noise; adding new sections to chapter 46.37 RCW; and prescribing penalties.

To Committee on Transportation.

HOUSE BILL NO. 28, by Representatives Backstrom and Morrison:

AN ACT Relating to workmen's compensation; extending medical aid coverage to unpaid court probationers;

amending section 51.16.140, chapter 23, Laws of 1961 as last amended by section 77, chapter 289, Laws of 1971 ex. sess. and RCW 51.16.140; and adding new sections to chapter 23, Laws of 1961 and to chapter 51.12 RCW.

To Committee on Labor and Employment Security.

HOUSE BILL NO. 29, by Representatives Bradley, Bledsoe and Schumaker:

AN ACT Relating to outdoor recreation; amending section 8, chapter 76, Laws of 1970 ex. sess. as amended by section 2, chapter 47, Laws of 1971 ex. sess. and RCW 67.32.080; amending section 6, chapter 47, Laws of 1971 ex. sess. and RCW 46.09.010; amending section 7, chapter 47, Laws of 1971 ex. sess. and RCW 46.09.020; amending section 8, chapter 47, Laws of 1971 ex. sess. and RCW 46.09.030; amending section 9, chapter 47, Laws of 1971 ex. sess. and RCW 46.09.040; amending section 10, chapter 47, Laws of 1971 ex. sess. and RCW 46.09.050; amending section 11, chapter 47, Laws of 1971 ex. sess. and RCW 46.09.060; amending section 12, chapter 47, Laws of 1971 ex. sess. and RCW 46.09.070; amending section 13, chapter 47, Laws of 1971 ex. sess. and RCW 46.09.080; amending section 14, chapter 47, Laws of 1971 ex. sess. and RCW 46.09.090; amending section 16, chapter 47, Laws of 1971 ex. sess. and RCW 46.09.110; amending section 17, chapter 47, Laws of 1971 ex. sess. and RCW 46.09.120; amending section 21, chapter 47, Laws of 1971 ex. sess. and RCW 46.09.160; amending section 22, chapter 47, Laws of 1971 ex. sess. and RCW 46.09.170; amending section 24, chapter 47, Laws of 1971 ex. sess. and RCW 46.09.190; adding a new section to chapter 46.09 RCW; repealing section 15, chapter 47, Laws of 1971 ex. sess. and RCW 46.09.100; and repealing section 19, chapter 47, Laws of 1971 ex. sess. and RCW 46.09.140.

To Committee on Natural Resources and Ecology.

HOUSE BILL NO. 30, by Representatives Charnley, North, Bauer, Kilbury and Lysen:

AN ACT Relating to food and packaged food goods; amending section 8, chapter 198, Laws of 1963 and RCW 69.04.021; and adding new sections to chapter 198, Laws of 1963 and to chapter 69.04 RCW.

To Committee on Agriculture.

HOUSE BILL NO. 31, by Representative Bradley:

AN ACT Relating to revenue and taxation; enacting the Tax Reform Act of 1972; establishing a graduated net

income tax; reducing the sales and use taxes to three percent; providing for exemptions from sales and use taxes for certain items; returning all property to the tax rolls; amending section 82.08.020, chapter 15, Laws of 1961 as last amended by section 9, chapter 281, Laws of 1971 ex. sess. and RCW 82.08.020; amending section 82.08.030, chapter 15, Laws of 1961 as last amended by section 1, chapter 11, Laws of 1971 ex. sess. and RCW 82.08.030; amending section 82.12.020, chapter 15, Laws of 1961 as last amended by section 10, chapter 281, Laws of 1971 ex. sess. and RCW 82.12.020; amending section 82.12.030, chapter 15, Laws of 1961 as last amended by section 10, chapter 299, Laws of 1971 ex. sess. and RCW 82.12.030; repealing section 4, chapter 294, Laws of 1971 ex. sess. and RCW 84.33.040; repealing section 84.36.020, chapter 15, Laws of 1961, section 3, chapter 103, Laws of 1961, section 3, chapter 64, Laws of 1971 ex. sess. and RCW 84.36.020; repealing section 84.36.030, chapter 15, Laws of 1961, section 1, chapter 137, Laws of 1969, section 1, chapter 64, Laws of 1971 ex. sess. section 70, chapter 292, Laws of 1971 ex. sess. and RCW 84.36.030; repealing section 2, chapter 137, Laws of 1969 and RCW 84.36.031; repealing section 1, chapter 206, Laws of 1971 ex. sess. and RCW 84.36.035; repealing section 84.36.040, chapter 15, Laws of 1961, section 1, chapter 245, Laws of 1969 ex. sess. and RCW 84.36.040; repealing section 84.36.050, chapter 15, Laws of 1961, section 1, chapter 55, Laws of 1970 ex. sess., section 2, chapter 206, Laws of 1971 ex. sess. and RCW 84.36.050; repealing section 84.36.060, chapter 15, Laws of 1961 and RCW 84.36.060; repealing section 84.36.070, chapter 15, Laws of 1961 and RCW 84.36.070; repealing section 84.36.079, chapter 15, Laws of 1961 and RCW 84.36.079; repealing section 84.36.080, chapter 15, Laws of 1961 and RCW 84.36.080; repealing section 84.36.090, chapter 15, Laws of 1961 and RCW 84.36.090; repealing section 84.36.100, chapter 15, Laws of 1961 and RCW 84.36.100; repealing section 84.36.110, chapter 15, Laws of 1961, section 71, chapter 299, Laws of 1971 ex. sess. and RCW 84.36.110; repealing section 84.36.120, chapter 15, Laws of 1961, section 72, chapter 299, Laws of 1971 ex. sess. and RCW 84.36.120; repealing section 1, chapter 168, Laws of 1965 ex. sess., section 60, chapter 262, Laws of 1969 ex. sess., section 11, chapter 281, Laws of 1971 ex. sess. and RCW 84.36.125; repealing section 3, chapter 168, Laws of 1965 ex. sess., section 61, chapter 262, Laws of 1969 ex. sess., section 12, chapter 281, Laws of 1971 ex. sess. and RCW 84.36.127; repealing section 84.36.130, chapter 15, Laws of 1961 and RCW 84.36.130; repealing section 84.36.140, chapter 15, Laws of 1961 and RCW 84.36.140; repealing section 84.36.150, chapter 15, Laws of 1961, section 32, chapter 149, Laws of 1967 ex. sess. and RCW 84.36.150; repealing section 84.36.160, chapter 15, Laws of 1961, section 1,

chapter 137, Laws of 1971 ex. sess. and RCW 84.36.160; repealing section 84.36.161, chapter 15, Laws of 1961 and RCW 84.36.161; repealing section 84.36.162, chapter 15, Laws of 1961 and RCW 84.36.162; repealing section 34, chapter 149, Laws of 1967 ex. sess. and RCW 84.36.176; repealing section 2, chapter 168, Laws of 1961 and RCW 84.36.181; repealing section 84.36.190, chapter 15, Laws of 1961 and RCW 84.36.190; repealing section 84.36.191, chapter 15, Laws of 1961 and RCW 84.36.191; repealing section 84.36.210, chapter 15, Laws of 1961 and RCW 84.36.210; repealing section 84.36.230, chapter 15, Laws of 1961 and RCW 84.36.230; repealing section 1, chapter 179, Laws of 1963 and RCW 84.36.240; repealing section 31, chapter 173, Laws of 1965 ex. sess. and RCW 84.36.250; repealing section 43, chapter 149, Laws of 1967 ex. sess. and RCW 84.36.260; repealing section 1, chapter 117, Laws of 1967 ex. sess. and RCW 84.36.270; repealing section 2, chapter 117, Laws of 1967 ex. sess. and RCW 84.36.280; repealing section 3, chapter 117, Laws of 1967 ex. sess. and RCW 84.36.290; repealing section 1, chapter 124, Laws of 1969 ex. sess. and RCW 84.36.300; repealing section 2, chapter 124, Laws of 1969 ex. sess. and RCW 84.36.310; repealing section 3, chapter 124, Laws of 1969 ex. sess. and RCW 84.36.320; repealing section 4, chapter 124, Laws of 1969 ex. sess. and RCW 84.36.330; repealing section 1, chapter 81, Laws of 1970 ex. sess. and RCW 84.36.350; repealing section 2, chapter 81, Laws of 1970 ex. sess. and RCW 84.36.353; repealing section 4, chapter 288, Laws of 1971 ex. sess. and RCW 84.36.370; repealing section 5, chapter 288, Laws of 1971 ex. sess. and RCW 84.36.380; creating a new chapter in Title 82 RCW; adding a new section to chapter 15, Laws of 1961 and to chapter 82.04 RCW; creating new sections; providing penalties; and providing an effective date.

To Committee on Revenue and Taxation.

HOUSE BILL NO. 32, by Representative Conner:

AN ACT Relating to trespass; prohibiting the trespass of cattle, horses, sheep or goats on lands managed by the departments of state government; and amending section 1, chapter 165, Laws of 1937 as amended by section 47, chapter 257, Laws of 1959 and RCW 79.40.C50.

To Committee on Natural Resources and Ecology.

HOUSE BILL NO. 33, by Representatives Wolf, May, Zimmerman, Cunningham and Hoggins:

AN ACT Relating to the establishment of reserve funds by school districts for equipment depreciation

reimbursement; and amending section 28A.41.160, chapter 223, Laws of 1969 ex. sess. as amended by section 14, chapter 48, Laws of 1971 and RCW 28A.41.160.

To Committee on Education and Libraries.

HOUSE BILL NO. 34, by Representatives Kopet, Backstrom and Goldsworthy (by Legislative Budget Committee request):

AN ACT Relating to land reclamation by the state; amending section 2, chapter 158, Laws of 1919 and RCW 89.16.010; amending section 2, chapter 104, Laws of 1959 and RCW 89.16.020; amending section 4, chapter 104, Laws of 1959 and RCW 89.16.040; amending section 1, chapter 181, Laws of 1967 and RCW 89.16.045; amending section 5, chapter 158, Laws of 1919 as last amended by section 1, chapter 279, Laws of 1943 and RCW 89.16.050; amending section 6, chapter 158, Laws of 1919 and RCW 89.16.060; amending section 8, chapter 158, Laws of 1919 and RCW 89.16.080; repealing section 3, chapter 104, Laws of 1959 and RCW 89.16.030; repealing section 9, chapter 158, Laws of 1919 and RCW 89.16.090; repealing section 10, chapter 158, Laws of 1919 and RCW 89.16.100; and repealing section 11, chapter 158, Laws of 1919 and RCW 89.16.110.

To Committee on Natural Resources and Ecology.

HOUSE BILL NO. 35, by Representatives Kopet, Backstrom and Goldsworthy (by Legislative Budget Committee request):

AN ACT Relating to land settlement; repealing section 1, chapter 188, Laws of 1919 and RCW 89.04.005; repealing section 2, chapter 188, Laws of 1919 and RCW 89.04.010; repealing section 3, chapter 188, Laws of 1919 and RCW 89.04.030; repealing section 4, chapter 188, Laws of 1919, section 1, chapter 90, Laws of 1921 and RCW 89.04.040; repealing section 7, chapter 188, Laws of 1919 and RCW 89.04.070; repealing section 5, chapter 188, Laws of 1919 and RCW 89.04.080; repealing section 1, chapter 112, Laws of 1923 and RCW 89.04.090; repealing section 6, chapter 188, Laws of 1919, section 1, chapter 34, Laws of 1923 and RCW 89.04.100; repealing section 2, chapter 90, Laws of 1921 and RCW 89.04.105; repealing section 1, chapter 67, Laws of 1931 and RCW 89.04.110; repealing section 2, chapter 67, Laws of 1931 and RCW 89.04.115; and creating new sections.

To Committee on Natural Resources and Ecology.

HOUSE BILL NO. 36, by Representatives Marsh, Kopet, Bauer and Shinpoch (by Legislative Budget Committee request):

AN ACT Relating to state government; providing for advance payment of services; amending section 43.88.160, chapter 8, Laws of 1965 as last amended by section 4, chapter 170, Laws of 1971 ex. sess. and RCW 43.88.160; and amending section 43.19.1925, chapter 8, Laws of 1965 and RCW 43.19.1925.

To Committee on Appropriations.

HOUSE JOINT RESOLUTION NO. 56, by Representative Goldsworthy:

Amending the Constitution to authorize state income tax and restrict property, sales and business and occupation taxes.

To Committee on Revenue and Taxation.

HOUSE JOINT RESOLUTION NO. 57, by Representatives Kilbury, Benitz, Amen, Bauer, Conner, Flanagan, Hubbard, Johnson, Van Dyk and Zimmerman:

Amends Constitution to permit valuation of agricultural lands to be based upon earnings or productive capacity.

To Committee on Revenue and Taxation.

HOUSE JOINT RESOLUTION NO. 58, by Representatives Brown, Bledsoe, Wolf, Pardini, Morrison, North, Hoggins and Shera:

Establishing constitutional reapportionment procedure.

To Committee on Elections and Apportionment.

HOUSE JOINT RESOLUTION NO. 59, by Representative Bradley:

Amending the Constitution to remove property tax exemption authority.

To Committee on Revenue and Taxation.

HOUSE JOINT RESOLUTION NO. 60, by Representative Bradley:

Amending the Constitution to allow a graduated income tax.

To Committee on Revenue and Taxation.

HOUSE CONCURRENT RESOLUTION NO. 1, by Representative Bledsoe:

Notifying the Governor that the Legislature is organized.

HOUSE CONCURRENT RESOLUTION NO. 2, by Representative Bledsoe:

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

HOUSE CONCURRENT RESOLUTION NO. 3, by Representatives Bledsoe, Wolf, Newhouse, Curtis, Berentson, Bozarth, Jones, McCormick and Wojahn:

Honoring the late George D. Zahn.

HOUSE CONCURRENT RESOLUTION NO. 4, by Representatives Kilbury, Benitz, Bauer, Conner, Johnson, Jones, Schumaker, VanDyk and Zimmerman:

Providing for a study by the forest tax committee of a method of valuing agricultural lands based upon earning and productive capacity.

To Committee on Revenue and Taxation.

HOUSE CONCURRENT RESOLUTION NO. 5, by Representatives Jueling, Moon, Morrison, Haussler, North, Copeland, Bledsoe, Wolf, Shera, Hatfield, Kiskaddon, Bagnariol, Brown, Kraabel, Goldsworthy, Polk, Hoggins, King, Barden, Hansey, Amen, Smythe, Gilleland, Conway, Farr, Jones, Rabel, Chatalas, Costanti, Blair, Mentor, Curtis, Cunningham, Paris, Julin, Charnley, Douthwaite, Merrill, Van Dyk, Rosellini, Gallagher, Williams, Wojahn, Shinpoch, Maxie, O'Brien, Grant, Bradley, Marsh, Backstrom, Randall, Litchman, Bauer, Bozarth, Kilbury, Lysen and McDermott (by Legislative Council request):

Amending and implementing Joint Rules of the House and Senate.

MOTIONS

Mr. Bledsoe moved that the bills, memorials and resolutions printed on today's agenda under fourth order of business be referred to the committees specified with the exception of House Concurrent Resolutions No. 1, No. 2, No. 3 and No. 5, and House Bill No. 12.

Mr. Bledsoe spoke in favor of the motion.

Mr. Marzano moved that Mr. Bledsoe's motion be

amended and that House Bill No. 19 be referred to the Committee on Appropriations.

Mr. Marzano spoke in favor of the amendment to the motion.

#### REPORT OF SPECIAL COMMITTEE

The special committee, consisting of Representatives Newhouse, Chatalas and Barden, appointed to notify the Senate that the House was organized and ready for business, appeared before the bar of the House and reported that the Senate had been notified.

The report was received and the committee was discharged.

The Speaker stated the question before the House to be the amendment by Mr. Marzano to the motion by Mr. Bledsoe.

Mr. Morrison spoke against the amendment to the motion, and Mr. Marzano closed debate, speaking in favor of the amendment.

The amendment by Mr. Marzano (to refer House Bill No. 19 to the Committee on Appropriations) to the motion by Mr. Bledsoe was lost on a rising vote.

The Speaker stated the question before the House to be the motion by Mr. Bledsoe.

#### POINT OF ORDER

Mr. O'Brien: "It appears that you are making one motion to refer the bills on first reading to their respective committees assigned by you. I am raising the question on Rule 24 that states: 'Every bill shall be read on three separate days unless the house deems it expedient to suspend this rule.'

"It appears that you have taken some arbitrary action, and you are skipping the reading of the bills by title, and you are departing from a well-established custom set by the rules to expedite some procedure, which I don't think has a great deal of merit."

#### RULING BY THE SPEAKER

The Speaker: "Your point of order is not well taken. I might explain a little further this particular type of procedure and indicate to the members of the House how this particular procedure increases your knowledge of what the House is doing and where the bills are going.

"Heretofore there has never been on your desks any indication of what bills are being introduced on a particular day, or to what committee the Speaker has decided to assign those bills. They have been read by short title only, and your first knowledge of where that bill

would be going was when I stood up here and would refer, for example, Mr. Marzano's House Bill No. 19 to the Committee on State Government.

"For the first time, you now have the opportunity to have in front of you, before we convene each day, a list of those bills which are introduced and a list of the committees to which I have decided they should be referred. In my opinion, that increases the availability of this body to question the decision of the Speaker, to make its own decision as to the appropriate committee to which a bill should be referred, and to give ample opportunity to prepare the appropriate motion (as Representative Marzano was able to do).

"I realize, Representative O'Brien, that this is some change. I hope that we will be able to adjust to this change, because I do feel it is part of our overall goal to make things more open and to have more disclosure. In addition, the visitors in the galleries will also have a list of the bills introduced and the committees to which they are referred as part of the gallery handout. You will note that I stated at the outset, before the motion was placed, 'If there be no objection, the Clerk will read the last bill placed on the agenda.' This is similar to our procedure that we actually have for bills. The rules require that the bills be read three times and that means read in full. But you know the practice of this House has always been if there is no objection, the Clerk will read the last line only. That, I feel, should likewise be the practice for this great time-saving consideration and this agenda change."

#### POINT OF INQUIRY

Mr. Moon: "Mr. Speaker, can you give us an idea of about what time in the morning, prior to convening of the session, that the agenda will be on our desks so we may have an opportunity to go over it?"

The Speaker: "I wish I could, Mr. Moon. Obviously this will be a matter that will depend on how fast the workroom can do it. If we strictly adhere to a 5:00 p.m. deadline for introduction of bills in the hopper, and we have, as a matter of our own administrative procedure, decided that before we leave for the day we will make the bill assignments rather than waiting until the next morning as has been our custom, and those committee reports that are likewise in by the 5:00 p.m. deadline will also be listed. It is our hope that the agenda can be on every desk on the floor by approximately 9:00 every morning."

Mr. Moon: "Thank you, Mr. Speaker. I personally think this is an improvement and does give the members of the House an opportunity to review the Speaker's judgment as to the referral of bills to committees, but I would like to be able to review it before we convene. I know many of us didn't even know what you were referring to when you spoke of the agenda until just a moment or two ago."

The Speaker: "The Chief Clerk advises me that it is their goal to always have the agenda on your desk at least one hour prior to convening in the morning, and they will try to adhere to that the best they can."

POINT OF INQUIRY

Mr. Backstrom: "When are we given an opportunity to add our names to bills?"

The Speaker: "When the motion is carried, which is pending before us, to refer those bills to committees (with the exceptions) the bills will be available for 30 minutes following the adoption of the motion, as was the prior custom, to add your names to bills. I might point out that is an additional convenience of the new system. You don't have to catch the bills on the fly by number on the ones that you might want to join as sponsors. You will see them before you and write out your request on your pink note pad. Please obtain the consent of the prime sponsor to add your name as an additional sponsor. Then you have 30 minutes to drop in your request slip."

POINT OF INQUIRY

Mr. Morrison yielded to question by Mrs. Hurley.

Mrs. Hurley: "Things have gone so fast this morning that I don't exactly know what we have done. I find a large number of bills listed that obviously through one motion have all gone to committee. I think it is a little inopportune to pull this, the very first day of the session, when we obviously have just arrived at our seats and we frantically try to look over the bills. Probably if you had warned us a little bit about what was going to be coming, and we had a chance to think about it, instead of surprising us with this type of thing and then moving on such a large list that we really haven't had more than two or three minutes to look at--I don't like these surprise tactics. I don't like these changes from things we have done for a good many years that John and I know about. Maybe it is going to be all right, but don't you think you have done it in a terrible hurry? Don't you think maybe you have just let all of your people know what you were going to do because you have a majority and everything is great? But what about the minority over here? What about us? Aren't we supposed to know what you are doing?"

Mr. Morrison: "Mrs. Hurley, we love you. Welcome back--it's nice to be with you again. This was certainly no attempt to surprise. We appreciate your bringing up what we knew could be a problem. We have discussed this with your leadership as they have helped us to mold this program which, by the way, has been adopted now in eleven states of this nation and has proven already that it can speed legislative process floor time by from 20 to 50 percent.

"We apologize for the large number of bills on today's first reading calendar. These are prefiled measures--measures which we have attempted to mail to you

as they have been dropped in the hopper--so we were hoping they would not all be a surprise. I think as this works out, and as we follow through with Representative Moon's request that these be given to you as early as possible, that you will have a better opportunity--not just to listen as the Reading Clerk reads through to see where they have been referred--but you will actually have a chance ahead of time to plan your action, to know, and by motion here on the floor approve the Speaker's action. Prior to this they have just been read, and by a rap of the gavel referred to committee and that was it--they were gone. Now the Speaker is putting his judgment on the line, and we will have to, by majority vote, accept his decision as to where these bills go.

"We hope, if we can all hang on and understand this procedure, that it will be a significant improvement--an improvement I think we can all endorse."

The Speaker stated the question before the House to be the motion by Mr. Bledsoe that the bills, memorials and resolutions printed on today's agenda under fourth order of business be referred to the committees specified with the exception of House Concurrent Resolutions No. 1, No. 2, No. 3 and No. 5, and House Bill No. 12.

Mr. O'Brien spoke against the motion.

The motion was carried.

#### FIRST READING

HOUSE CONCURRENT RESOLUTION NO. 1, by Representative Bledsoe:

Notifying the Governor that the Legislature is organized.

On motion of Mr. Bledsoe, the rules were suspended, House Concurrent Resolution No. 1 was advanced to second reading and read the second time.

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

#### MOTION

On motion of Mr. Morrison, House Concurrent Resolution No. 1 was ordered transmitted immediately to the Senate.

#### APPOINTMENT OF SPECIAL COMMITTEE

Under the provisions of House Concurrent Resolution No. 1, the Speaker appointed Representatives Copeland, Sawyer and Bledsoe to notify the Governor, jointly with the committee from the Senate, that the legislature is organized and ready for business.

## FIRST READING

HOUSE CONCURRENT RESOLUTION NO. 2, by Representative Bledsoe:

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

On motion of Mr. Morrison, the rules were suspended, House Concurrent Resolution No. 2 was advanced to second reading and read the second time.

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

## MOTION

On motion of Mr. Morrison, House Concurrent Resolution No. 2 was ordered transmitted immediately to the Senate.

## FIRST READING

HOUSE CONCURRENT RESOLUTION NO. 3, by Representatives Bledsoe, Wolf, Newhouse, Curtis, Berentson, Bozarth, Jones, McCormick and Wojahn:

Honoring the late George D. Zahn.

On motion of Mr. Haussler, the rules were suspended, and all members of the House were allowed to become sponsors of House Concurrent Resolution No. 3.

On motion of Mr. Wolf, the rules were suspended, House Concurrent Resolution No. 3 was advanced to second reading and read the second time.

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

Representative Berentson spoke in favor of the resolution.

## REPORT OF SPECIAL COMMITTEE

The special committee, consisting of Representatives Bledsoe, Copeland and Sawyer, appointed under the provisions of House Concurrent Resolution No. 1 to notify the Governor, jointly with a committee from the Senate, that the legislature is organized and ready for business, appeared before the bar of the House and reported that the Governor had been notified.

The report was received and the committee was discharged.

The Speaker stated the question before the House to be final passage of House Concurrent Resolution No. 3.

Mr. Beck spoke in favor of House Concurrent Resolution No. 3.

House Concurrent Resolution No. 3 was adopted.

#### FIRST READING

HOUSE CONCURRENT RESOLUTION NO. 5, by Representatives Jueling, Moon, Morrison, Haussler, North, Copeland, Bledsoe, Wolf, Shera, Hatfield, Kiskaddon, Bagnariol, Brown, Kraabel, Goldsworthy, Polk, Hoggins, King, Barden, Hansey, Amen, Smythe, Gilleland, Conway, Farr, Jones, Rabel, Chatalas, Costanti, Blair, Mentor, Curtis, Cunningham, Paris, Julin, Charnley, Douthwaite, Merrill, Van Dyk, Rosellini, Gallagher, Williams, Wojahn, Shipoch, Maxie, O'Brien, Grant, Bradley, Marsh, Backstrom, Randall, Litchman, Bauer, Bozarth, Kilbury, Lysen and McDermott (by Legislative Council request): Amending and implementing Joint Rules of the House and Senate.

Mr. Morrison moved that the rules be suspended, House Concurrent Resolution No. 5 be advanced to second reading and placed on tomorrow's second reading calendar.

Mr. Morrison spoke in favor of the motion.

The motion was carried.

#### FIRST READING

HOUSE BILL NO. 12, by Representatives Copeland and Chatalas:

Enabling the Senate and House of Representatives to provide for the form of printing of their respective journals.

On motion of Mr. Wolf, the rules were suspended, House Bill No. 12 was advanced to second reading and read the second time.

On motion of Mr. Wolf, the rules were suspended, House Bill No. 12 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Mr. Copeland spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on final passage of House Bill No. 12, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 2.

Voting yeas: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz,

Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Julin, Martinis.

House Bill No. 12, 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.

#### MOTIONS

On motion of Mr. Bledsoe, all resolutions and bills passed by the House today were ordered transmitted immediately to the Senate.

On motion of Mr. Bledsoe, the House reverted to the third order of business.

#### MESSAGES FROM THE GOVERNOR

#### MOTION

On motion of Mr. Morrison, all the Governor's Veto Messages included under the third order of business were referred to the Committee on Rules and Administration with the exception of ENGROSSED SUBSTITUTE HOUSE BILL NO. 151 and ENGROSSED SUBSTITUTE HOUSE BILL NO. 283 which were retained on the calendar for the appropriate order of business for Thursday.

#### MOTION

On motion of Mr. Bledsoe, the House recessed until 6:00 p.m.

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#### EVENING SESSION

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The Speaker called the House to order at 6:00 p.m. The Clerk called the roll and all members were present.

MESSAGES FROM THE SENATE

January 10, 1972

Mr. Speaker: The Senate has passed:  
SENATE CONCURRENT RESOLUTION NO. 2  
and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

January 10, 1972

Mr. Speaker: The Senate has adopted:  
HOUSE CONCURRENT RESOLUTION NO. 1,  
HOUSE CONCURRENT RESOLUTION NO. 2.  
and the same are herewith transmitted.

Bill Gleason, Assistant Secretary.

SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:  
HOUSE CONCURRENT RESOLUTION NO. 1,  
HOUSE CONCURRENT RESOLUTION NO. 2.

MOTION

On motion of Mr. Bledsoe, the House reverted to the fourth order of business.

INTRODUCTION AND FIRST READING

SENATE CONCURRENT RESOLUTION NO. 2, by Senators Bailey, Greive, Andersen, Atwood, Lewis and Sandison:

Limiting session and providing for cut-off dates.

On motion of Mr. Bledsoe, the rules were suspended, Senate Concurrent Resolution No. 2 was advanced to second reading and read the second time.

On motion of Mr. Bledsoe, the rules were suspended, Senate Concurrent Resolution No. 2 was advanced to third reading, the second reading considered the third, and the resolution was placed on final passage.

Mr. Bledsoe spoke in favor of the resolution.

POINT OF INQUIRY

Mr. Bledsoe yielded to question by Mr. Conner.

Mr. Conner: "Mr. Bledsoe, does this mean that there will be absolutely no introduction of bills, title only, or anything of that nature, or bills with appropriations?"

Mr. Bledsoe: "After the tenth day, there will be no more introduction of bills. Bills could be introduced prior to that time by title only, if such be the necessity. But following the 10th day, there would be no more introduction of bills, as I read line 8 of this concurrent resolution."

Representative Sawyer spoke in favor of Senate

Concurrent Resolution No. 2, and Representatives Amen and King spoke against it.

The resolution was adopted.

#### NOTICE OF RECONSIDERATION

Mr. Randall served notice that, having voted on the prevailing side, he would on the next working day move for reconsideration of the vote by which Senate Concurrent Resolution No. 2 was adopted.

#### JOINT SESSION

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

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

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

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

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

The President of the Senate appointed the following committee to escort the Justices of the Washington State Supreme Court from the State Reception Room to the bar of the House: Senators Gissberg, Holman and Andersen, and Representatives Bottiger, Eikenberry, Julin and Knowles.

The committee retired.

The Sergeant at Arms of the House announced the arrival of the Justices of the Washington State Supreme Court at the bar of the House, and the President invited them to seats at the front of the House Chamber.

The President of the Senate appointed the following committee to escort the elected state officials from the State Reception Room to the bar of the House: Senators Walgren, Lewis and Knoblauch, and Representatives Amen, King and Zimmerman.

The committee retired.

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

The President of the Senate appointed the following

committee to notify Governor Daniel J. Evans that the Senate and House are in Joint Session and are ready to receive his message: Senators Washington, Whetzel and Donohue, and Representatives Morrison, O'Brien and Pardini.

The committee retired.

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

The President: "Honored members of the legislature, ladies and gentlemen: It is with pride and honor that the President presents to you at this time His Excellency, the Honorable Daniel J. Evans, Governor of the State of Washington."

Governor Evans: "Mr. President; Mr. Speaker; ladies and gentlemen of the Legislature, and my fellow citizens of Washington:

"I believe the best way to begin is with a simple statement. The state of the state is that the state is alive.

"It has not, as so many members of the national press have written, slipped into the sea. The fields do not lie fallow, the streets are not empty, the stores are not vacant. And those prophets who are waiting around for the last person leaving the state to turn out the lights are going to have a long, long wait indeed.

"We have subjected ourselves to one of the most difficult and trying economic times in this state's history--and we have survived. We have taken the worst with courage and without panic; and we have given our best in return. Now we are clearly on the sure road to recovery.

"My fellow citizens--it is you, not we, who deserve the primary credit for survival. Most of you have felt the touch of recession; many of you have been unemployed. But collectively you have borne the burden of economic trial with dignity and with patience. Farmers, National Guardsmen, church groups and volunteers, young and old, have joined to help their 'Neighbors in Need.' There isn't an official of this state or a legislator in this audience tonight who doesn't owe you a public debt of gratitude.

"Public employees have won universal respect for a willingness to forego salary increases during this time of economic crisis. We are grateful.

"Finally, to the legislature itself, assembled for the second time in nine months to address itself to the business of the state: We differed greatly in 1971, and we will no doubt differ again. But let me say this to the people of the state of Washington: This is not a body of small men; it is a small body of very large men and women

who did the job that was absolutely necessary and did it well. They made the cuts in budget and the cuts in services that no politician likes to make. And because they did, we have weathered the storm in a fiscally sound position. There is little more a people could ask of their legislature, and I know that they join me in both gratitude and admiration tonight.

"One year ago, as we began 1971, this state was faced with an unemployment rate of over 10 percent, representing 140,000 unemployed citizens. Aerospace alone had dropped 57,000 employees and we were faced with the probability that another 20,000 in that industry would have to be laid off. There seemed to be no end to our economic troubles.

"One year ago, this administration presented an austere but balanced budget to you and asked that you avoid the irresponsible extremes of unmindfully slashing programs or placing an untimely additional burden on the taxpayers of this state.

"One year ago we asked state agency directors, state employees and employees of local school districts to share the increasing work among fewer people, to reduce expenditures in the face of rising costs and to forego any increase in salary.

"One year ago we asked the federal government to assist the state by allowing the N-reactor at Hanford to continue in operation on a sound businesslike basis; by releasing over \$80 million in federal highway trust funds held in reserve; by providing for the distribution of surplus food as well as food stamps, and by providing grants to create public service jobs for the unemployed. This vital federal assistance totaled over one-third of a billion dollars.

"Seen from the vantage point of today, January of 1971 was a very cold January--the beginning of a difficult and challenging year that would test the mettle of this state as it had rarely been tested before. Now it becomes evident that we have indeed succeeded. The unemployment situation did not deteriorate as we had reason to believe it would. State agencies, the school districts and the legislature did what was asked of them. The federal government showed a willingness to help us. We managed with a tight rein. Therefore, I can report to you tonight that for the remainder of the biennium we expect to receive \$40 million in higher state revenue than we forecast twelve months ago.

"This anticipated surplus did not occur because we estimated too low. It occurred because the state was able to take positive actions to improve our general economic condition, and because the state agencies spent wisely and managed well. It was not exclusively an executive accomplishment, or a state agency success. It occurred in the final analysis through the united efforts of the legislature, the agency managers, our state labor and

business leaders, the congressional delegation and state employees. We have exceeded our estimates, but in the absence of statesmanship and sound management, we might very well have suffered severe and lasting financial crisis in the state of Washington.

"Let us turn now to the question of what will be done with these additional funds. Within the next several days, I will request that the Legislature make five major budgetary commitments:

"First, in my veto message last session which cut \$20 million appropriation to the Teachers' Retirement System, I said: 'I am making this veto with the full assurance that it will not in any way hinder the payment of pensions to retired teachers. No one can be sure whether revenue will exceed or fall below estimates made for the 1971 legislative session. Should sufficient revenue in excess of present estimates appear to be available when the 1972 session convenes, they will have the option of utilizing it to resolve the K-12 shortage and solving other problems in the budget, and to eliminate the impact of this veto.' It is now clear that there is sufficient revenue to return the \$20 million to the retirement system and I therefore ask you to do so.

"Second, state employees last received a salary increase on July 1, 1970. It has been grossly unfair to continue to ask them to forego an increase while others all around receive theirs--including federal government employees within this state. It is time to begin to redress the balance, and to recognize with dollars the sacrifice these people have so willingly and so patiently made. Therefore, I will ask that the legislature authorize a three percent cost of living salary increase to all state employees, employees of our colleges and universities and local school district employees effective September 1, 1972.

"Third, I will ask the legislature to increase the per-pupil state support of K through 12 education from the present \$365 per year to \$379 per year. This will permit individual school districts to underwrite authorized salary increases and at the same time subtract these dollars from the impact of many planned special school levies which will, in turn, reduce the burden on our already overburdened property tax.

"Fourth, I will ask the legislature to authorize \$12 million in supplemental funds for the programs of the Department of Social and Health Services, including provisions for improved medical and mental health care in our states adult correctional facilities, to augment the nursing home inspection teams and to continue the outstanding work being done by educators and social service personnel with urban, racial and rural disadvantaged students.

"Fifth, and finally, in the event the economic upturn is stronger than projected, and in the event

revenues are again higher than estimates, I will ask the legislature to assign the surplus directly to the Teachers' Retirement Fund, taking advantage of 'one-time' revenues to strengthen the financial reserves of the fund without jeopardizing the on-going commitments of the state.

"These are the kind of investments which economic recovery and additional funds make possible. But we should not be deluded. The programs I have so far recommended do not create jobs now--they do not put people back to work--and they do not address the attention of the state to the later years of this decade when employment opportunity may well be more crucial than it is today.

"As we look ahead to 1972 and the years beyond, it becomes increasingly clear that we face both a short run and a long run employment crisis. There is the obvious one today, and I think we owe it to the people to stop debating the details and move ahead with an economic recovery program. But I am equally disturbed about a new and potentially more devastating economic problem in our future.

"Since World War II, Washington, along with other states, has had to make extraordinary provisions for the post war baby boom. As these children were growing up, we expanded classroom space, hired additional teachers, provided institutional services and made welfare payments to those who needed assistance. We reached the point where today, for every dollar we spend on those over 18, we spend seven dollars for those under age 18. Now, having grown up, they are entering the labor force in unprecedented numbers--as many as 20,000 a year for all of the rest of the years of this decade. These are not just new job requirements, they are job requirements over and above the thousands currently in the work force who are now unemployed.

"This is a task that none of us can take lightly. It is not enough to let nature take its course--to let recovery occur at a leisurely pace. We as a people and as a government must act and act now. But you cannot rebuild our economy by just paying people to remain idle. Economic recovery requires a public investment in productive jobs for our people.

"It isn't the easy thing to do, but it's the right thing to do--and now is the time to do it.

"So I propose to you again, as I did in January of 1971, the twin programs of Jobs Now and Washington Future. Jobs Now for today--for right now--and Washington Future for the decade ahead.

"Jobs Now will put \$36 million in state funds and \$40 million in matching funds to work immediately both to provide new jobs and to generate additional jobs in the private sector. Most is earmarked for a proposed Regional Development Authority, which will make direct and immediate loans to local government to accelerate the construction of

public facility projects. But there are other dollars specified for the planning, engineering and construction of transportation projects, utilities projects, direct public service employment and, of vital importance, tourist and industrial promotion. These are not administrative dollars. These are employment dollars-- dollars to be used immediately--dollars that will take men and women off the unemployment lines and put them to work, 13,000 of them by the end of this biennium. Forty-one projects are ready to go within 90 days while another 86 can be under contract in the next 90 days. Our challenge is to provide Jobs Now so people can work, not just to provide money for not working.

"Washington Future is a massive two billion dollar program to meet the coming employment crisis and to assure the future well-being of our state. Starting with a \$500 million bond issue, with additional local and federal matching, we will have \$2 billion available to deal with some of the major problems of our time: water supply, waste disposal, public transportation, social and health facilities, parks and recreation and road improvements. And, at the other end of the ledger it will produce more than 30,000 new jobs each year through the end of this decade, amounting to nearly 250,000 man-years of work.

"It is an ambitious program, but the demands of the decade are not small ones. Some people look only at the costs, but I prefer also to look at the results. Yes, there will be an investment-- a price to pay--but it is not excessive. In fact, it is small--less than twenty-five cents per motorist per week. But for that price we can assure that 25,000 young people a year will be brought gainfully into the work force--and not left to swell the ranks of the unemployed. And that, I submit, is worth the investment.

"To fund the Jobs Now and Washington Future programs I will ask this legislature to authorize the application of the state retail sales tax to gasoline. If the people turn down the bond issues of Washington Future in November of 1972, this tax would be removed. I recognize this proposal is controversial, but by almost any measurement it is a fair tax. It will add one percent to the yearly operating cost of the average motorist, or about a quarter a week.

"Before anyone rushes to a conclusion, I think we have to ask the question: 'Is it worth it?' And so I ask you--those in the legislature and those of you at home tonight:

"Is it worth twenty-five cents a week to you to create 13,000 new jobs by the end of this biennium and more than 30,000 additional jobs a year thereafter?

"Is it worth twenty-five cents a week to you to clean up the waters of this state?

"Is it worth twenty-five cents a week to you to resolve the problem of waste disposal, to provide adequate

storm drainage for our communities and control of devastating floods?

"Is it worth twenty-five cents a week to you to improve our community health and mental health facilities and provide better community based treatment for the retarded?

"Is it worth twenty-five cents a week to create new park lands and recreational facilities and to improve the condition of our urban arterials?

"Is it worth twenty-five cents to see local utility projects go forward, to see men put back to work and to see the state begin to aggressively promote the location of new industry?

"Is it worth twenty-five cents a week to build a better, more prosperous, more livable state?

"I think it is worth every penny of twenty-five cents a week. I've heard it said--you have, too--when someone bought a dollar's worth of goods, 'And here's five cents for the Governor.' Well, this time every citizen who pays the tax, once a week can look himself straight in the eye and say, 'Here's a quarter for me. For my state. For my children and my neighbors' children and for our future health and economic welfare.' It is worth the burden; it is worth the cost. But if you believe it is not, I can only ask this question: 'What is economic recovery and the future of our state worth to you--a nickel, a dime, sixteen cents?'

"No one likes to raise taxes, or create new ones--or even talk about them. I know there are those who have grown weary of hearing me talk about the need for genuine tax reform and tax protection, about the need to reduce the crushing burden and inequity of property taxes; about the inequities and inadequacies of the sales tax. But weary or not, the problem remains. Perhaps it will be the magnitude of the Jobs Now and Washington Future program which will cause us finally to come to grips with the need to change our state's tax structure.

"Tonight I will only commend to your attention the forthcoming report of the Committee on New Tax Policy. This new proposal will deserve your most careful attention for many reasons, but chief among them is the fact that I believe it will offer the first real constitutional protection in our state's history for all taxpayers. All major taxes would be constitutionally limited and any increase in rates beyond constitutional limits would require a vote of the people. For the first time, the people of this state would become fully involved and directly responsible in the act of taxation. If you believe as I do that the power and right for public decisions resides ultimately with the people, then that is as it should be.

"Finally, this evening, there is the matter of

restoring the confidence of our citizens in government itself--confidence that government will respond to their needs and that they can play a significant role in the governmental process. There is no doubt that this confidence has been eroded away in recent years, not always by design but not always by default either. At a time in our history when the restoration of confidence is of the highest priority--when we face the long difficult road of economic investment and recovery--it is absolutely vital that government take the lead.

"The public is simply entitled to see more and to know more about the political process and the legislative process. We are not a private club down here and we cannot make our way in secrecy. We need to adopt the principle of 'open decisions openly arrived at,' to become more visible to our constituents and therefore more faithful to the mandate they have given us. This principle should apply with equal force to the legislative as well as to the executive process.

"Over the next several days I will submit to the legislature a number of bills which deal with restoring public confidence and with the subject of improving the organization and conduct of government. In addition, I will submit a series of proposed laws that will reaffirm the equality of rights between citizens, and between citizens and those organizations and businesses and institutions whose public trust is guaranteed by government license.

"All of these measures come down to one word: Confidence. Confidence that government can govern fairly, earnestly and with an even hand. That government is, after all, not self-perpetuating; that it depends in sole measure upon the participation and final good judgment of all citizens of this state--whose government it was in the beginning and remains today.

"On the matter of public confidence let me briefly mention redistricting. This state must be reapportioned in time for the 1972 election and we are under a court mandate to do so. This is an urgent and priority matter, the disposition of which will effect both the legislature and the people. While I fully recognize the difficulties inherent in this task and its importance none of us can allow it to delay or defeat the actions which must be taken on the problems of our people. To do otherwise would further erode their confidence in us and their system of government.

"And so, Ladies and Gentlemen of the Legislature, and my fellow citizens of Washington, if this is not a time for celebration, then neither is it a time for pessimism. We have stared economic crisis in the face and we have defeated it. We have borne the burden with great success and even greater courage. We have demonstrated to ourselves that nothing is beyond the reach of ordinary citizens if they will but pull together, sacrifice together and exercise collective patience in a time of common trial.

"What remains is the question of how we will proceed. Will we now pick up the fallen mantle of progress and move ahead? Will we consolidate those gains we have made and begin to make the investment in our final recovery? Will we examine the structure of our taxation and our governmental process and work to improve them? Will we restore to government that priceless commodity of the peoples' confidence?"

"I think we will, because I know we must. We will do it because the people of this state have weathered a storm they do not wish to see again. We will do it, furthermore, because it is right; and because it is the only way the future can be secured--a decent living in a decent environment with a decent chance to progress together in prosperity as we so firmly have stood together in adversity."

The President of the Senate instructed the committee consisting of Senators Washington, Whetzel and Donohue, and Representatives Morrison, O'Brien and Pardini to come forward and escort Governor Daniel J. Evans to his office.

The committee retired.

The President of the Senate instructed the committee consisting of Senators Walgren, Lewis and Knoblauch, and Representatives Amen, King and Zimmerman to come forward and escort the elected state officials to the State Reception Room.

The committee retired.

The President of the Senate instructed the committee consisting of Senators Gissberg, Holman and Andersen, and Representatives Bottiger, Eikenberry, Julin and Knowles to come forward and escort the Justices of the Washington State Supreme Court to the State Reception Room.

The committee retired.

The President: "Mr. Speaker, the President is sure that the members of the Supreme Court and the State Officials and the members of the Washington State Senate join with me in expressing our deepest appreciation to you, Mr. McBeath, Mr. Prince and the members of the House of Representatives for the wonderful hospitality and cordial treatment you always give us."

#### MOTION

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

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

The Speaker directed the Sergeants at Arms of the Senate and the House to escort the President, President Pro

Tempore, and Vice President Pro Tempore, and the members of the Senate to the Senate Chamber.

The House resumed its session.

MOTIONS

On motion of Mr. Morrison, the House advanced to the eleventh order of business.

On motion of Mr. Morrison, the House adjourned until 11:00 a.m., Tuesday, January 11, 1972.

THOMAS A. SWAYZE, Jr., Speaker.  
MALCOLM McBEATH, Chief Clerk.

## SECOND DAY

## MORNING SESSION

House Chamber, Olympia, Wash., Tuesday, January 11, 1972.

The House was called to order at 11:00 a.m. by the Speaker. The Clerk called the roll and all members were present except Representatives Berentson, May, Moon and Thompson who were excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by the Reverend Henry S. Rahn of the First Baptist Church of Olympia.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

The Speaker declared the House to be at ease.  
The Speaker called the House to order.

## INTRODUCTION AND FIRST READING

HOUSE BILL NO. 37, by Representatives Bottiger, Kuehne, Sawyer and Adams:

AN ACT Relating to education; and amending section 2, chapter 10, Laws of 1970 ex. sess. and RCW 29.21.180; amending section 29.21.210, chapter 9, Laws of 1965 as amended by section 2, chapter 131, Laws of 1969 and RCW 29.21.210; amending section 29.21.230, chapter 9, Laws of 1965 as amended by section 3, chapter 131, Laws of 1969 and RCW 29.21.230; amending section 28A.57.312, chapter 223, Laws of 1969 ex. sess. as amended by section 8, chapter 131, Laws of 1969 and RCW 28A.57.312; amending section 28A.57.336, chapter 223, Laws of 1969 ex. sess. as amended by section 11, chapter 131, Laws of 1969 and RCW 28A.57.336; adding new sections to chapter 28A.57 RCW; declaring an emergency; and making an effective date.

To Committee on Education and Libraries.

HOUSE BILL NO. 38, by Representatives Cunningham and Beck (by Departmental request):

AN ACT Relating to motor vehicles and operators' licenses; amending section 36, chapter 121, Laws of 1965 ex. sess. and RCW 46.20.329; amending section 37, chapter 121, Laws of 1965 ex. sess. and RCW 46.20.332; amending section 38, chapter 121, Laws of

1965 ex. sess. and RCW 46.20.333; and amending section 39, chapter 121, Laws of 1965 ex. sess. and RCW 46.20.334.

To Committee on Transportation.

HOUSE BILL NO. 39, by Representatives Julin, Eikenberry, Wojahn, Litchman and McCormick (by Judicial Council request):

AN ACT Relating to special rights of action and special immunities; and amending section 9, page 4, Laws of 1869 as last amended by section 1, chapter 81, Laws of 1967 ex. sess. and RCW 4.24.010.

To Committee on Judiciary.

HOUSE BILL NO. 40, by Representatives Julin, Eikenberry, Wojahn and McCormick (by Judicial Council request):

AN ACT Relating to appointment and payment of counsel and payment of certain costs and expenses for indigents; amending section 5, chapter 126, Laws of 1913 as last amended by section 1, chapter 31, Laws of 1970 ex. sess. and RCW 2.32.240; and amending section 2, chapter 133, Laws of 1965 as amended by section 2, chapter 31, Laws of 1970 ex. sess. and RCW 10.01.112.

To Committee on Judiciary.

HOUSE BILL NO. 41, by Representatives Wojahn and Eikenberry (by Judicial Council request):

AN ACT Relating to courts; permitting electronic recording of proceedings; amending section 1, chapter 126, Laws of 1913 as last amended by section 1, chapter 244, Laws of 1957 and RCW 2.32.180; and adding new sections to chapter 2.32 RCW.

To Committee on Judiciary.

HOUSE BILL NO. 42, by Representatives Newhouse, North, Moon and Smith (by Legislative Council request):

AN ACT Relating to revenue and taxation; amending section 84.12.280, chapter 15, Laws of 1961 and RCW 84.12.280; and amending section 84.12.360, chapter 15, Laws of 1961 and RCW 84.12.360.

To Committee on Revenue and Taxation.

HOUSE BILL NO. 43, by Representatives Newhouse, Moon and North (by Legislative Council request):

AN ACT Relating to revenue and taxation; and amending section 82.04.430, chapter 15, Laws of 1961 as last amended by section 1, chapter 13, Laws of 1971 and RCW 82.04.430.

To Committee on Revenue and Taxation.

HOUSE BILL NO. 44, by Representatives Newhouse, Flanagan, North and Haussler (by Legislative Council request):

AN ACT Relating to revenue and taxation; amending section 28A.47.440; chapter 223, Laws of 1969 ex. sess. as amended by section 1, chapter 70, Laws of 1971 ex. sess. and RCW 28A.47.440; amending section 2, chapter 272, Laws of 1959 as amended by section 2, chapter 299, Laws of 1971 ex. sess. and RCW 73.32.130; amending section 82.24.020, chapter 15, Laws of 1961, as last amended by section 13, chapter 299, Laws of 1971 ex. sess. and RCW 82.24.020; amending section 82.24.080, chapter 15, Laws of 1961 and RCW 82.24.080; amending section 82.24.130, chapter 15, Laws of 1961 and RCW 82.24.130; adding new sections to chapter 15, Laws of 1961 and to chapter 82.24 RCW; and declaring an emergency.

To Committee on Revenue and Taxation.

HOUSE BILL NO. 45, by Representatives Hubbard, Kilbury, Benitz, Bozarth, Amen, Copeland Morrison, Bledsoe, Flanagan and Newhouse:

AN ACT Relating to property taxes; amending section 84.36.160, chapter 15, Laws of 1961 as amended by section 1, chapter 137, Laws of 1971 ex. sess. and RCW 84.36.160; and prescribing an effective date.

To Committee on Revenue and Taxation.

HOUSE BILL NO. 46, by Representative Hansey:

AN ACT Relating to business regulations; and amending section 3, chapter 221, Laws of 1957 and RCW 19.83.040.

To Committee on Business and Professions.

HOUSE BILL NO. 47, by Representatives Zimmerman, Thompson, Shera, Bagnariol, Paris, Smith, Juelling, Flanagan, Wanamaker, Mentor, Gilleland, Jones, Marsh, Bottiger, Martinis, Bauer, Adams, Anderson, Barden, Conway, Gallagher, Kilbury, Knowles, Kopet, McCormick, Merrill, Wojahn and Wolf:

AN ACT Relating to air pollution control; and adding new

sections to chapter 232, Laws of 1957 and to chapter 7C.94 RCW.

To Committee on Natural Resources and Ecology.

HOUSE BILL NO. 48, by Representatives Barden, Bagnariol, Polk, Chatalas, Goldsworthy, Eikenberry, Anderson, Ceccarelli, Gallagher, Litchman and Merrill:

AN ACT Relating to revenue and taxation; amending section 4, chapter 288, Laws of 1971 ex. sess. and RCW 84.36.370; and amending section 5, chapter 288, Laws of 1971 ex. sess. and RCW 84.36.380.

To Committee on Revenue and Taxation.

HOUSE BILL NO. 49, by Representatives King, Hubbard, Kilbury and Litchman (by Public Employees Collective Bargaining Committee request):

AN ACT Relating to public employees collective bargaining; amending section 2, chapter 108, Laws of 1967 ex. sess. and RCW 41.56.020; amending section 11, chapter 108, Laws of 1967 ex. sess. and RCW 41.56.110; and adding new sections to chapter 41.56 RCW.

To Committee on Labor and Employment Security.

HOUSE BILL NO. 50, by Representatives King, Hubbard, Randall, Kilbury, and Knowles (by Public Employees Collective Bargaining Committee request):

AN ACT Relating to collective bargaining; and amending section 14, chapter 250, Laws of 1971 ex. sess. and RCW 42.30.140.

To Committee on Local Government.

HOUSE BILL NO. 51, by Representatives Kilbury, Schumaker, Shinpoch, Barden, Ceccarelli, Conway, Farr, Gallagher, Hansey, Luders and Randall:

AN ACT Relating to motor vehicles; and amending section 10, chapter 47, Laws of 1971 ex. sess. and RCW 46.09.050.

To Committee on Transportation.

HOUSE BILL NO. 52, by Representatives Shera and Haussler:

AN ACT Relating to law enforcement officers and fire fighters; and amending section 15, chapter 257, Laws of 1971 ex. sess. and RCW 41.26.280.

To Committee on Financial Institutions and Insurance.

HOUSE BILL NO. 53, by Representatives Shera, Bagnariol, Smythe, Kopet, Barden, Hansey, Mentor, Anderson, Backstrom, Blair, Conway, Gallagher, Kilbury, Luders and Merrill:

AN ACT Relating to automobile insurance; creating a new chapter in Title 48 RCW; creating new sections; providing penalties; and declaring an effective date.

To Committee on Financial Institutions and Insurance.

HOUSE BILL NO. 54, by Representatives Mentor, Brouillet, Hoggins and Charette (by Joint Committee on Education request):

AN ACT Relating to school holidays, including programs suitable thereto; amending section 13, chapter 283, Laws of 1969 ex. sess. and RCW 28A.02.061; repealing section 28A.02.060, chapter 223, Laws of 1969 ex. sess. and RCW 28A.02.060; and repealing section 28A.02.070, chapter 223, Laws of 1969 ex. sess., section 101, chapter 176, Laws of 1969 ex. sess. and RCW 28A.02.070.

To Committee on Education and Libraries.

HOUSE BILL NO. 55, by Representatives Brouillet, Hoggins, Mentor, Charette and Randall (by Joint Committee on Education request):

AN ACT To repeal obsolete provisions relating to the temporary special levy study commission heretofore directed to study programs, problems and financial needs of the common schools of the state; repealing section 1, chapter 235, Laws of 1969 ex. sess. and RCW 28A.96.010; repealing section 2, chapter 235, Laws of 1969 ex. sess. and RCW 28A.96.020; repealing section 3, chapter 235, Laws of 1969 ex. sess. and RCW 28A.96.030; repealing section 4, chapter 235, Laws of 1969 ex. sess., section 54, chapter 48, Laws of 1971 and RCW 28A.96.040; repealing section 5, chapter 235, Laws of 1969 ex. sess. and RCW 28A.96.050; repealing section 6, chapter 235, Laws of 1969 ex. sess. and RCW 28A.96.060; repealing section 7, chapter 235, Laws of 1969 ex. sess. and RCW 28A.96.070; repealing section 8, chapter 235, Laws of 1969 ex. sess. and RCW 28A.96.080; repealing section 9, chapter 235, Laws of 1969 ex. sess. and RCW 28A.96.090; repealing section 10, chapter 235, Laws of 1969 ex. sess. and RCW 28A.96.100; and repealing section 11, chapter 235, Laws of 1969 ex. sess. and RCW 28A.96.300.

To Committee on Education and Libraries.

HOUSE BILL NO. 56, by Representatives Hoggins, Brouillet, Mentor and Charette (by Joint Committee on Education request):

AN ACT Relating to the powers and duties of intermediate school district superintendents; and amending section 11, chapter 176, Laws of 1969 ex. sess. as amended by section 17, chapter 282, Laws of 1971 ex. sess. and RCW 28A.21.110.

To Committee on Education and Libraries.

HOUSE BILL NO. 57, by Representatives Hoggins and Charette (by Joint Committee on Education request):

AN ACT Relating to the financing of educational opportunities for secondary pupils who reside in nonhigh school districts; amending section 28A.41.130, chapter 223, Laws of 1969 ex. sess. as last amended by section 19, chapter 294, Laws of 1971 ex. sess. and RCW 28A.41.130; amending section 28A.44.080, chapter 223, Laws of 1969 ex. sess. as last amended by section 36, chapter 282, Laws of 1971 ex. sess. and RCW 28A.44.080; amending section 28A.44.090, chapter 223, Laws of 1969 ex. sess. as last amended by section 37, chapter 282, Laws of 1971 ex. sess. and RCW 28A.44.090; amending section 28A.44.100, chapter 223, Laws of 1969 ex. sess. as last amended by section 38, chapter 282, Laws of 1971 ex. sess. and RCW 28A.44.100; amending section 28A.48.110, chapter 223, Laws of 1969 ex. sess. as amended by section 2, chapter 100, Laws of 1971 ex. sess. and RCW 28A.48.110; amending section 84.52.050, chapter 15, Laws of 1961 as last amended by section 24, chapter 299, Laws of 1971 ex. sess. and RCW 84.52.050; creating new sections; adding new sections to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.44 RCW; repealing section 28A.44.050, chapter 223, Laws of 1969 ex. sess., section 15, chapter 48, Laws of 1971, section 33, chapter 282, Laws of 1971 ex. sess. and RCW 28A.44.050; declaring an emergency and making effective dates.

To Committee on Education and Libraries.

HOUSE BILL NO. 58, by Representatives Hoggins, Luders, Brown, Flanagan, Smythe, Kopet, Knowles and Randall (by Joint Committee on Education request):

AN ACT Relating to the apportionment of state funds to common school districts; amending section 15, chapter 15, Laws of 1970 ex. sess. and RCW 28A.48.010; and declaring an emergency and making an effective date.

To Committee on Education and Libraries.

HOUSE BILL NO. 59, by Representatives Hatfield, Luders, Polk and Knowles (by Joint Committee on Education request):

AN ACT Granting all school districts the authority to create police forces; adding a new section to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.04 RCW; and adding new sections to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.58 RCW.

To Committee on Education and Libraries.

HOUSE BILL NO. 60, by Representatives Brouillet, Ross, Maxie, Ceccarelli, Kilbury and Litchman (by Joint Committee on Education request):

AN ACT Relating to educational programs for the urban, racial, and rural disadvantaged; making appropriations; and declaring an emergency.

To Committee on Appropriations.

HOUSE BILL NO. 61, by Representatives Grant, Lysen, Litchman, May, Savage, Bauer, Bottiger, Chatalas, King, Kilbury, Marzano, O'Brien, Hurley, Merrill, Rosellini, Gallagher, Haussler, Conner, Charette, Beck, Moon, Van Dyk, Thompson, Johnson, Wojahn, Williams, Shipoch, Backstrom, Jastad, Ceccarelli, Bagnariol, Anderson, Douthwaite, Sawyer, Charnley, McDermott, Adams, Knowles, Luders, Marsh, Maxie, McCormick, and Randall:

AN ACT Relating to unemployment compensation; amending section 2, chapter 1, Laws of 1971 and RCW 50.22.010; adding a new section to chapter 35, Laws of 1945 and to chapter 50.22 RCW; repealing section 9, chapter 1, Laws of 1971 and RCW 50.22.080; and declaring an emergency.

To Committee on Labor and Employment Security.

HOUSE JOINT RESOLUTION NO. 61, by Representatives North, Charette, Wolf, Adams, Charnley, Kilbury, Litchman, Martinis, Maxie and Smith (by State Women's Council request):

Providing for equality of rights regardless of sex.

To Committee on Labor and Employment Security.

HOUSE JOINT RESOLUTION NO. 62, by Representatives Wolf, Pardini, Mentor, Curtis and Rabel:

Amending the Constitution to authorize a corporate net income tax, eliminating corporate business and occupation tax, allowing credit against income tax

for inventory tax paid, and limiting the rate at maximum of 11%.

To Committee on Revenue and Taxation.

HOUSE JOINT RESOLUTION NO. 63, by Representatives Julin, Wojahn and Eikenberry (by Judicial Council request):

Providing procedures for election of judges and establishing a districting commission.

To Committee on Judiciary.

HOUSE CONCURRENT RESOLUTION NO. 6, by Representatives King, Smythe, Brouillet and Litchman (by Joint Committee on Education request):

Providing suggested action for schools to take in effort to eliminate drug abuse in the schools.

To Committee on Education and Libraries.

HOUSE CONCURRENT RESOLUTION NO. 7, by Representatives Brown, Wolf and Johnson (by Joint Committee on Education request):

Providing program relating to insuring of school districts.

To Committee on Education and Libraries.

HOUSE CONCURRENT RESOLUTION NO. 8, by Representatives Zimmerman, Bauer, North, Polk and Smith:

Limiting number of measures an individual legislator may introduce during an extraordinary session.

To Committee on Rules and Administration.

MOTION

Mr. Morrison moved that the bills, memorials and resolutions printed on today's agenda under the fourth order of business be referred to the committees specified with the exception of HOUSE BILL NO. 46 to be referred to the Committee on Agriculture.

MOTION

Mr. Grant moved that the motion by Mr. Morrison be amended and the rules be suspended to advance HOUSE BILL NO. 61 from first reading to second reading and the bill be considered immediately.

Mr. Grant spoke in favor of the motion.

## PARLIAMENTARY INQUIRY

Mr. Bledsoe: "I would hope the Chair could enlighten the body as to a procedural point of this new process. The gentleman has made a motion to amend a motion made by Representative Morrison (a motion carried by a majority). In the statement of his motion, he has proposed a suspension of the rules to advance the bill, not to committee, but rather to the calendar on second reading. Could you clarify for the body the vote required and the procedure necessary so that we can have this settled once and for all?"

The Speaker: "Yes, Rule 25 says: 'The first reading of a bill shall be by title only, unless a majority of the members present demand a reading in full. After the first reading, bills are referred to committees unless they are committee bills, in which event they go directly to the Rules and Administration Committee.'

"In my opinion, based on that rule, the motion as phrased by Mr. Grant was not merely to except House Bill No. 61 from the effect of the main motion and then leave it open on the floor on first reading for other disposition--it was not merely to change it from one committee or another other than listed on the agenda--but it embodied the phrase 'place the bill on second reading.' I think it is immaterial whether the suspension of the rules is embodied in the main motion, or an amendment to a motion, or an amendment to an amendment. It still requires a suspension of House Rule 25, and I believe a two-thirds vote of the members present in order to temporarily suspend the rules and take that action."

## POINT OF ORDER

Mr. Grant: "This bill, Mr. Speaker, had never been referred to a committee."

The Speaker: "The purpose of the main motion is to refer it to committee."

Mr. Grant: "My motion is an amendment to the main motion. It doesn't take two-thirds to pass an amendment to the main motion."

The Speaker: "If it involves a suspension of the rules it does."

Mr. Grant: "Will you again cite to me the reason that this is a suspension of the rules?"

The Speaker: "The rule states, 'bills are referred to committees.' Also, there would be an additional rule that would require suspension, and that would be the requirement that bills be read three times and on three separate days. That is an additional rule which you are seeking to suspend. You couldn't advance it to second reading on the same day without suspending that rule as well."

The Speaker stated the question before the House to be the amendment by Mr. Grant to the motion by Mr. Morrison.

Mr. Hubbard spoke against the amendment to the motion.

Mr. Rosellini demanded an electric roll call, and the demand was sustained. Mr. King spoke in favor of the amendment by Mr. Grant to the motion by Mr. Morrison, and Mr. Morrison spoke against the amendment to the motion.

#### POINT OF ORDER

Mr. O'Brien: "I rise to a point of order. It appears that you have two motions going concurrently. You have one on the so-called motion to adopt your agenda. Then a motion was made to advance House Bill No. 61 to second reading, and you ruled it would require a suspension of the rules. It appears to me that you have two questions, and this matter should be divided--one for the adoption of your agenda, with the exception of House Bill No. 61. This item would be handled on a suspension of the rules to advance from first to second reading, and then we would probably have an orderly process."

The Speaker: "I agree, Mr. O'Brien, that I think it would have been cleaner if the motion had been made merely to exclude House Bill No. 61 from the operation of the main motion. If that amendment carried by a majority vote, then it could have been before us still on first reading and subject to any further motions to go to a committee. (Suspend the rules and bump, or whatever.) I likewise would have preferred that procedure. I think it would have been a little cleaner for the body. However that was not the way the motion was made."

With the consent of the House, Mr. Grant withdrew his amendment to the motion by Mr. Morrison.

#### MOTION

Mr. Grant moved to amend the motion by Mr. Morrison to exclude House Bill No. 61.

Mr. Rosellini demanded an electric roll call, and the demand was sustained.

Mr. Grant spoke in favor of the motion.

#### ROLL CALL

The Clerk called the roll on the motion by Mr. Grant to exclude House Bill No. 61 from the motion by Mr. Morrison, and the motion was carried by the following vote: Yeas, 53; nays, 42; absent or not voting, 4.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Copeland, Costanti, Douthwaite, Gallagher, Grant, Haussler, Hurley, Jastad, Johnson, Kilbury, King, Kiskaddon, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, McCormick, McDermott, Merrill, O'Brien, Pardini, Paris, Perry, Randall, Rosellini, Ross, Savage, Sawyer, Shinpoch, Van Dyk, Williams, Wojahn, Zimmerman.

Voting nay: Representatives Amen, Barden, Benitz, Blair, Bledsoe, Bluechel, Conway, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Hoggins, Hubbard, Jones, Juelling, Julin, Kirk, Kopet, Kraabel, Kuehnle, Mentor, Morrison, Newhouse, North, Polk, Rabel, Richardson, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf, Mr. Speaker.

Not voting: Representatives Berentson, May, Moon, Thompson.

The Speaker stated the question before the House to be the motion by Mr. Morrison as amended by Mr. Grant.

The motion by Mr. Morrison as amended by Mr. Grant was carried.

The Speaker stated the question before the House to be House Bill No. 61 on first reading.

#### MOTION

Mr. Grant moved that the rules be suspended and House Bill No. 61 be advanced to second reading.

Mr. Rosellini demanded an electric roll call, and the demand was sustained.

Representatives Grant and Charette spoke in favor of the motion, and Representative Kuehnle spoke against it.

#### ROLL CALL

The Clerk called the roll on the motion by Representative Grant to suspend the rules and place House Bill No. 61 on second reading, and the motion was lost by the following vote: Yeas, 48; nays, 47; absent or not voting, 4.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Douthwaite, Gallagher, Grant, Haussler, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, McCormick, McDermott, Merrill, O'Brien, Paris, Perry, Randall, Rosellini, Ross, Savage, Sawyer, Shinpoch, Van Dyk, Williams, Wojahn, Zimmerman.

Voting nay: Representatives Amen, Barden, Benitz, Blair, Bledsoe, Bluechel, Brown, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flangan, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Hoggins, Hubbard, Jones, Juelling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, Mentor, Morrison, Newhouse, North, Pardini, Polk, Rabel, Richardson, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf, Mr. Speaker.

Not voting: Representatives Berentson, May, Moon, Thompson.

House Bill No. 61 was referred to Committee on Labor and Employment Security.

#### NOTICE OF AMENDMENT TO HOUSE RULES

Mr. Copeland gave notice that on the next working

day he would offer a proposed amendment to House Rule 81.

Mr. Lysen gave notice that on the next working day he would offer proposed amendments to House Rules 2, 43, and 81.

#### MOTION FOR RECONSIDERATION

Mr. Randall, having voted on the prevailing side, moved that the House do now reconsider the vote by which SENATE CONCURRENT RESOLUTION NO. 2 passed the House.

Mr. Randall spoke in favor of the motion, and Mr. Bledsoe spoke against it.

Mr. Rosellini demanded an electric roll call, and the demand was sustained.

Mr. Randall closed debate, speaking in favor of the motion to reconsider.

#### ROLL CALL

The Clerk called the roll on the motion by Mr. Randall to reconsider the vote by which Senate Concurrent Resolution No. 2 passed the House, and the motion was lost by the following vote: Yeas, 47; nays, 48; not voting, 4.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Blair, Bottiger, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Douthwaite, Gallagher, Grant, Haussler, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, McCormick, McDermott, Merrill, O'Brien, Paris, Perry, Randall, Rosellini, Ross, Savage, Sawyer, Shipoch, Van Dyk, Williams, Wojahn.

Voting nay: Representatives Amen, Barden, Benitz, Bledsoe, Bluechel, Bozarth, Brown, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Hoggins, Hubbard, Jones, Juelling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, Mentor, Morrison, Newhouse, North, Pardini, Polk, Rabel, Richardson, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Berentson, May, Moon, Thompson.

#### STATEMENT FOR THE JOURNAL

To preserve the integrity of a majority being able to function in an orderly manner and to save the citizens of Washington thousands of dollars because of limiting the time of the session, I voted "no" on Representative Randall's motion to reconsider Senate Concurrent Resolution No. 2, previously passed by the Senate and House.

The vote of mine was not against extending unemployment compensation. I had only a few minutes earlier voted with Representative Grant to consider unemployment compensation and to take it to second reading for purposes of its being considered to meet the emergency.

HAROLD S. ZIMMERMAN  
17th District.

## SECOND READING

HOUSE CONCURRENT RESOLUTION NO. 5, by Representatives Jueling, Morrison, Moon, Haussler, North, Copeland, Bledsoe, Wolf, Shera, Hatfield, Kiskaddon, Bagnariol, Brown, Kraabel, Goldsworthy, Polk, Hoggins, King, Barden, Hansey, Amen, Smythe, Gilleland, Conway, Farr, Jones, Rabel, Chatalas, Costanti, Blair, Mentor, Curtis, Cunningham, Paris, Julin, Charnley, Douthwaite, Merrill, Van Dyk, Rosellini, Gallagher, Williams, Wojahn, Shinpoch, Maxie, O'Brien, Grant, Bradley, Marsh, Backstrom, Randall, Litchman, Bauer, Bozarth, Kilbury, Lysen and McDermott (by Legislative Council request):

Amending and implementing Joint Rules of the House and Senate.

The resolution was read the second time.

Mr. Copeland moved adoption of the following amendment:

On page 1, line 5 after the colon insert "PROVIDED, That the provisions of Rule 35 adopted herein shall not take effect until the commencement of the time for prefilng measures in and for the Forty-third legislature:"

Mr. Hubbard moved adoption of the following amendment by Representatives Hubbard and Berentson:

On page 2, line 22, strike all of NEW RULE. Rule 36.

Mr. Hubbard spoke in favor of the amendment.

The Speaker: "We have a floor amendment to perfect the section which is sought to be struck by the amendment of Mr. Hubbard. The body has a right to perfect a section before a striking amendment is considered."

Mr. Douthwaite moved adoption of the following amendment:

On page 2, line 24, strike ", conference committee or free conference committee"

Representatives Douthwaite, Morrison and Smythe spoke in favor of the amendment, and Representative Kilbury spoke against it.

## POINT OF INQUIRY

Mr. Douthwaite yielded to question by Mr. Rabel.

Mr. Rabel: "Representative Douthwaite, as you are fully aware, one of the most difficult things in arriving

at a substantial rule change is the fact they are often regarded as attempts by one body to embarrass another body or one party to embarrass another party. One of the most substantial things working in behalf of the rule changes we are currently considering is the fact they were worked through the Legislative Council. And while it may be true that some members of that body tried to hug it to death by the addition of the free conference and conference committees under the provisions of the open meetings section, still it is important that we do not open the issue to the sort of partisan differences that have killed it in the past. My question to you is: Have you had contact with people in the Senate who are willing to respond to this change that you have suggested and carry the issue in that body so the whole issue does not devolve into one of those interparty, inter-House-Senate squabbles that we have seen so often in the past on matters of this sort?"

Mr. Douthwaite: "In answer to your question, Representative Rabel, I am sorry to say the answer is 'no.' I am sorry to say further that the reason I offer this compromise is that this morning I get the strong impression that we are going to kill the rule. This rule has been offered by the Legislative Council, and I think the people of the state have been led to believe by the press and others that this represents the leadership. All summer long the Legislative Council has been meeting and dealing with questions of reform, and I think it is very much to their credit that they came through with a number of reforms which are vital to good government in the eyes of the people. As you say, Representative Rabel, it is a very good idea, I agree, to coordinate this effort with the Senate. But I wasn't prepared, as I say (not expecting to be shooting down the Legislative Council) with this sort of a game we are trying to play with the people of the state. And it is sort of a foul ball game, I'm afraid, and they are not going to like it once they catch on to it. But I think the Senate fully recognizes the vitality and intelligence and political compromise, as Representatives Morrison and Smythe have done, and they will go along with us on this. I am not worried that this will degenerate into a political, interparty hassle."

Representatives Copeland and Bledsoe spoke in favor of the amendment by Mr. Douthwaite, and Representatives Randall and Rabel spoke against it.

Mr. Luders demanded the previous question, and the demand was sustained.

The amendment by Mr. Douthwaite was adopted.

The Speaker stated the question before the House to be the amendment by Representatives Hubbard and Berentson to strike Rule 36.

Representatives Charnley, Smythe, Haussler and Copeland spoke against the amendment.

The Speaker stated that a further amendment to perfect Rule 36 had been placed on the desk.

Mrs. Hurley moved adoption of the following amendment:

On page 2, line 25, after "legislature" insert ", with the exception of the Committee on Rules and Administration,"

Representative Hurley spoke in favor of the amendment, and Representatives Perry and Bledsoe spoke against it.

Mr. Luders demanded the previous question, and the demand was sustained.

The amendment by Mrs. Hurley was not adopted.

Mr. Kuehnle moved adoption of the following amendment by Representatives Randall and Kuehnle:

On page 2, line 24 after "committee," and before "conference committee" insert "majority and minority caucuses"

Mr. Kuehnle spoke in favor of the amendment.

The amendment by Representatives Randall and Kuehnle was not adopted.

The Speaker stated the question before the House to be the amendment by Representatives Hubbard and Berentson to strike Rule 36.

Mr. Bledsoe demanded an electric roll call, and the demand was sustained.

Representatives Rabel and Douthwaite spoke against adoption of the amendment, and Representative Hubbard closed debate, speaking in favor of the amendment.

#### ROLL CALL

The Clerk called the roll on the adoption of the amendment by Representatives Hubbard and Berentson to strike Rule 36, and the amendment was lost by the following vote: Yeas, 11; nays, 84; not voting, 4.

Voting yea: Representatives Gladder, Hatfield, Hubbard, Hurley, Kopet, Kuehnle, Newhouse, Pardini, Richardson, Schumaker, Spanton.

Voting nay: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Goldsworthy, Grant, Hansey, Haussler, Hoggins, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kraabel, Litchman, Luders, Lysen,

Marsh, Martinis, Marzano, Maxie, McCormick, McDermott, Mentor, Merrill, Morrison, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Shera, Shipoch, Smith, Smythe, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Berentson, May, Moon, Thompson.

House Concurrent Resolution No. 5 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Concurrent Resolution No. 5 was placed on final passage.

The Speaker called on Mr. Copeland to preside.

Representative Swayze: "Thank you, Mr. Speaker. Ladies and gentlemen of the House: I felt I should make the opening remarks on final passage of this monumental house concurrent resolution as chairman not only of the Legislative Council but of the Executive Committee of the Legislative Council through which this measure has been processed in these intervening months.

"At the conclusion of the last legislative session, the Executive Committee of the Legislative Council, knowing the concern of the public about our operations and how we concluded and proceeded with our business during that session, undertook a study and, as you will recall, a survey of the members of this House and of the Senate on their personal attitudes with regard to changes in our procedures and with regard to our attitudes on which of these measures would have acceptability, not only within the legislature as a whole, but also by the members of the general public.

"The measure which you have before you is a compilation of four of these ideas which not only have the greatest amount of acceptability in this legislature and by the general public, but they are also ones which are capable of implementation at this time, at a special legislative session--with one exception. The matter of dual sponsorship was placed in this concurrent resolution in our belief several weeks ago that our Legislative Information System would be capable of handling dual sponsorship of bills. As it turned out, that is not the case, and we have the amendment to get this into our rules so it can be implemented by pre-filing time next year.

"Open committee meetings need no further discussion. It has been fully debated here on this floor. We have, in this resolution, also standard 60-day cut-off provisions, which in the event of failure of agreement to otherwise limit this particular session and others to a shorter period of time than the 60-day constitutional limit, will build orderly cut-off procedures into our Joint Rules.

"Just one more word about what is probably, as far as I am concerned, the most important revision of our Joint

Rules, which has had no debate here on the floor today--a change in our conference and free conference committee procedures. This of course is a matter which is little understood by the public, so you haven't received much reaction from the public, and consequently not much reaction from the press about revision of our free conference and conference committee practices. But I think if you will look back on your prior legislative sessions, on those complaints that you have received from the general public on measures which we passed, the complaints go something like this: 'I didn't know you people were going to do that down there. Why weren't we informed? Why didn't we have a chance to respond? Why wasn't there a public hearing? What did you do to us?' I'll bet more than 50 percent of the time there has been some measure inserted in a conference committee report which either could not pass on its own weight, or one which was dreamed up and placed in that report without any hearings (open or closed), or committee deliberations (open or closed).

"I think my colleagues on the Legislative Council join with me in feeling this probably is the most monumental part of the changes of these rules.

"We have had a tough time with these hearings and our deliberations. We started last July with our first public hearing and attracted 45 people--to a meeting which we had in Bellevue last week on this very subject which attracted 450 people.

"I concur. The time is now. I urge your support for this house concurrent resolution as amended."

Representatives Bottiger, O'Brien, Shera and Charnley spoke in favor of Engrossed House Concurrent Resolution No. 5, and Representative Gladder spoke against it.

Representative Curtis: "Thank you, Mr. Speaker. Ladies and gentlemen of the House: I think this issue has about been talked to death, and I will try to keep my remarks brief, but I should like to address them to an issue, or a fact of this issue, that has not yet been touched upon.

"I rise to support the issue and to address my remarks primarily to the open meetings section of the concurrent resolution. I have some reservations about open meetings, but I think it is the worst kind of hypocrisy for us to tell everyone else that they must do it, and then not do it ourselves. And we have been challenged to do it ourselves, and this today is our answer. It is my hope that the answer will be affirmative in this House as well as in our colleagues' House across the way.

"The reservations I have are certainly that I know the special interests will be represented at the formerly closed meetings, and those of us who must say the 'yeas' and the 'nays' know that we cannot do so without making at least half of those special interests unhappy with us. And

I have some reservations as to 'Where is the public represented?' That has been alluded to earlier. Where is the public's voice in all of this? Where is the housewife or the laboring man who can't be here? How are they to be represented?

"I think there is a way. There is a way for the public to be represented, and I see this as an opportunity and indeed as another challenge. The answer lies in the ladies and gentlemen sitting at the desks on either side of the dais in the front of the House and those behind the cameras on either side. For I think that the press now becomes the people's lobby, and I should perhaps with great trepidation address the rest of my remarks to them. For if the challenge is ours, and this is our answer--then the challenge is yours to now become the people's lobby in these open meetings. I think it means that you change some of your habits. It means that you are at the 8:00 a.m. committee meetings and at the 11:30 p.m. committee meetings. It means that you now do your homework and don't depend on a few cronies to tell you what went on inside a closed meeting (which nine times out of ten is a slanted and biased version). But you are there--and you report both sides and do so fairly. I think it means that you can no longer indulge in the luxury of saying, 'The legislature today refused to consider,' or 'The legislature blocked such and such,' or the 'Senate or the House did this or that.' I think you have a responsibility to the people to tell them where these roadblocks occur--be they Democrat, Republican, Senator or Representative, or from East Wenatchee or West Seattle.

"And finally, I think you have to resist the temptation, and I think this is most important of all, to not be the conscience or the brains of the public, but to simply be their eyes and ears. To take them inside the formerly closed meetings and let them decide and draw their own conclusions. So I see you as our hope. Those of us who look down the gun barrel of special interests on a day-after-day basis. And I would hope that you accept the challenge that is now yours, and you become the people's lobby."

Mr. Charnley demanded an electric roll call, and the demand was sustained.

Mr. Hoggins spoke in favor of Engrossed House Concurrent Resolution No. 5.

#### ANNOUNCEMENT BY THE SPEAKER (MR. COPELAND PRESIDING)

The Speaker (Mr. Copeland presiding): "The question has been raised by Representative Douthwaite, and I think before the vote will be called for an explanation would be in order. If you will notice the language in Rule 27 of House Concurrent Resolution No. 5, there are certain specific items set out dealing with time limitations, including apportionment bills. However, it is the intent of the House of Representatives, and I am sure all of you concur in this, that Senate Concurrent Resolution No. 2,

which has a termination of 40 days, takes precedence over the recitation of time limits in House Concurrent Resolution No. 5. Is there anyone who has an opinion different than that? If not, the Speaker will start the electric roll call machine."

#### ROLL CALL

The Clerk called the roll on final passage of Engrossed House Concurrent Resolution No. 5, and the resolution passed the House by the following vote: Yeas, 90; nays, 5; not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Goldsworthy, Grant, Hansey, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, McCormick, McDermott, Mentor, Merrill, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Shera, Shinpoch, Smith, Smythe, Spanton, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Gladder, Hatfield, Kuehne, Richardson, Schumaker.

Not voting: Representatives Berentson, May, Moon, Thompson.

Engrossed House Concurrent Resolution No. 5, having received the constitutional majority, was declared passed.

#### MOTION

On motion of Mr. Morrison, Engrossed House Concurrent Resolution No. 5 was ordered transmitted immediately to the Senate.

#### NOTICE OF AMENDMENT TO HOUSE RULES

Mr. Sawyer gave notice that on the next working day he would offer a proposed amendment to strike House Rules 84, 85, 86 and 87.

#### MOTIONS

On motion of Mr. Morrison, Senate Concurrent Resolution No. 2 was ordered transmitted immediately to the Senate.

On motion of Mr. Morrison, the House advanced to the eleventh order of business.

On motion of Mr. Morrison, the House adjourned until 10:00 a.m., Wednesday, January 12, 1972.

THOMAS A. SWAYZE, JR., Speaker.

MALCOLM McBEATH, Chief Clerk.

## THIRD DAY

## MORNING SESSION

House Chamber, Olympia, Wash., Wednesday, January 12, 1972.

The House was called to order at 10:00 a.m. by the Speaker. The Clerk called the roll and all members were present except Representatives Bottiger and Brouillet who were excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by the Reverend Henry S. Rahn of the First Baptist Church of Olympia.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

MESSAGES FROM THE SENATE

January 11, 1972

Mr. Speaker: The President has signed:

HOUSE CONCURRENT RESOLUTION NO. 1,

HOUSE CONCURRENT RESOLUTION NO. 2

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

January 11, 1972

Mr. Speaker: The Senate has passed:

HOUSE BILL NO. 12

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

January 11, 1972

Mr. Speaker: The Senate has adopted House Concurrent Resolution No. 3 with the following amendment:

On page 2, line 20, after "transmitted to" and before "the members" insert "the family of George Zahn and to"

and the same is herewith transmitted.

Bill Gleason, Assisant Secretary.

## MOTION

On motion of Mr. Bledsoe, the House concurred in the Senate amendment to House Concurrent Resolution No. 3.

FINAL PASSAGE OF HOUSE CONCURRENT RESOLUTION  
AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of House Concurrent Resolution No. 3 as amended by the Senate and the resolution was adopted.

## INTRODUCTION AND FIRST READING

HOUSE BILL NO. 62, by Representatives Copeland, Cunningham and Charette (by Legislative Council request):

AN ACT Relating to state government; providing for compensation and allowances; amending section 43.03.050, chapter 8, Laws of 1965 as last amended by section 1, chapter 34, Laws of 1970 ex. sess. and RCW 43.03.050; amending section 43.03.060, chapter 8, Laws of 1965 as amended by section 4, chapter 16, Laws of 1967 ex. sess. and RCW 43.03.060; amending section 1, chapter 10, Laws of 1959 ex. sess. as last amended by section 4, chapter 112, Laws of 1967 ex. sess. and RCW 44.04.120; amending section 8, chapter 45, Laws of 1925 ex. sess. and RCW 2.52.080; amending section 9, chapter 340, Laws of 1955 as last amended by section 9, chapter 98, Laws of 1969 and RCW 9.95.003; amending section 3, chapter 165, Laws of 1947 as amended by section 1, chapter 68, Laws of 1967 and RCW 14.04.030; amending section 4, chapter 165, Laws of 1947 as last amended by section 2, chapter 68, Laws of 1967 and RCW 14.04.040; amending section 15.04.040, chapter 11, Laws of 1961 and RCW 15.04.040; amending section 15.24.050, chapter 11, Laws of 1961 as amended by section 26, chapter 240, Laws of 1967 and RCW 15.24.050; amending section 10, chapter 129, Laws of 1969 and RCW 15.26.100; amending section 15.28.090, chapter 11, Laws of 1961 as amended by section 5, chapter 191, Laws of 1967 and RCW 15.28.090; amending section 15.44.038, chapter 11, Laws of 1961 and RCW 15.44.038; amending section 15.60.010, chapter 11, Laws of 1961 and RCW 15.60.010; amending section 15.60.020, chapter 11, Laws of 1961 and RCW 15.60.020; amending section 11, chapter 87, Laws of 1961 and RCW 15.63.110; amending section 27, chapter 256, Laws of 1961 and RCW 15.65.270; amending section 15.66.130, chapter 11, Laws of 1961 and RCW 15.66.130; amending section 8, chapter 61, Laws of 1961 and RCW 15.76.170; amending section 6, chapter 133, Laws of 1969 and RCW 16.67.070; amending section 3, chapter 113, Laws of 1969 ex. sess. and RCW 17.10.030; amending section 27, chapter 249, Laws of 1961 and RCW 17.21.270; amending section 7, chapter 226, Laws of 1949 and RCW 18.04.080; amending section 22, chapter 226, Laws of 1949 and RCW 18.04.230; amending section 3, chapter 323, Laws of 1959 and RCW 18.08.120; amending section 11, chapter 101, Laws of 1957 as amended by section 1, chapter 188, Laws of 1967 and RCW 18.15.055; amending section 5, chapter 101, Laws of 1957 as amended by section 20, chapter 223, Laws of 1967 and RCW 18.15.140; amending section 2, chapter 168, Laws of 1953 as amended by section 8, chapter 3, Laws of 1965 ex. sess. and RCW 18.18.104; amending section 14, chapter 3, Laws of 1965 ex. sess. and RCW 18.18.251; amending section 2, chapter 53, Laws of 1959 and RCW 18.25.017; amending section 7, chapter 171, Laws of 1967 and

RCW 18.26.070; amending section 3, chapter 93, Laws of 1953 as last amended by section 2, chapter 188, Laws of 1967 and RCW 18.32.050; amending section 3, chapter 283, Laws of 1947 and RCW 18.43.030; amending section 6, chapter 57, Laws of 1970 ex. sess. and RCW 18.52.060; amending section 13, chapter 25, Laws of 1963 as amended by section 3, chapter 188, Laws of 1967 and RCW 18.54.130; amending section 2, chapter 98, Laws of 1935 as amended by section 17, chapter 38, Laws of 1963 and RCW 18.64.003; amending section 2, chapter 284, Laws of 1961 and RCW 18.71.015; amending section 10, chapter 202, Laws of 1955 and RCW 18.72.100; amending section 2, chapter 239, Laws of 1949 and RCW 18.74.020; amending section 4, chapter 222, Laws of 1949 as amended by section 4, chapter 188, Laws of 1967 and RCW 18.78.040; amending section 12, chapter 222, Laws of 1949 and RCW 18.78.110; amending section 13, chapter 222, Laws of 1949 and RCW 18.78.120; amending section 21, chapter 70, Laws of 1965 as amended by section 19, chapter 199, Laws of 1969 ex. sess. and RCW 18.83.051; amending section 14, chapter 252, Laws of 1941 as last amended by section 4, chapter 235, Laws of 1953 and RCW 18.85.080; amending section 3, chapter 202, Laws of 1949 and RCW 18.88.040; amending section 8, chapter 202, Laws of 1949 as amended by section 4, chapter 288, Laws of 1961 and RCW 18.88.080; amending section 9, chapter 202, Laws of 1949 as amended by section 5, chapter 288, Laws of 1961 and RCW 18.88.090; amending section 2, chapter 200, Laws of 1959 as amended by section 5, chapter 188, Laws of 1967 and RCW 18.90.020; amending section 13, chapter 124, Laws of 1907 as last amended by section 4, chapter 50, Laws of 1967 ex. sess. and RCW 18.92.040; amending section 5, chapter 158, Laws of 1969 ex. sess. and RCW 18.96.050; amending section 5, chapter 207, Laws of 1963 as amended by section 1, chapter 71, Laws of 1969 ex. sess. and RCW 19.28.065; amending section 3, chapter 169, Laws of 1935 as amended by section 1, chapter 88, Laws of 1967 and RCW 19.28.070; amending section 12, chapter 169, Laws of 1935 and RCW 19.28.270; amending section 47, chapter 282, Laws of 1959 and RCW 21.20.470; amending section 59, chapter 282, Laws of 1959 and RCW 21.20.590; amending section 28A.03.030, chapter 223, Laws of 1969 ex. sess. as last amended by section 1, chapter 100, Laws of 1971 ex. sess. and RCW 28A.03.030; amending section 28A.04.110, chapter 223, Laws of 1969 ex. sess. and RCW 28A.04.110; amending section 6, chapter 176, Laws of 1969 ex. sess. as amended by section 8, chapter 282, Laws of 1971 ex. sess. and RCW 28A.21.060; amending section 13, chapter 176, Laws of 1969 ex. sess. as amended by section 19, chapter 282, Laws of 1971 ex. sess. and RCW 28A.21.130; amending section 28A.91.050, chapter 223, Laws of 1969 ex. sess. and RCW 28A.91.050; amending section 28A.92.050, chapter 223, Laws of 1969 ex. sess. and RCW 28A.92.050; amending section 5, chapter 235, Laws of 1969 ex.

sess. and RCW 28A.96.050; amending section 28B.10.525, chapter 223, Laws of 1969 ex. sess. and RCW 28B.10.525; amending section 6, chapter 36, Laws of 1969 ex. sess. and RCW 28B.16.060; amending section 28B.50.050, chapter 223, Laws of 1969 ex. sess. as amended by section 19, chapter 261, Laws of 1969 ex. sess. and RCW 28B.50.050; amending section 28B.50.060, chapter 223, Laws of 1969 ex. sess. as amended by section 20, chapter 261, Laws of 1969 ex. sess. and RCW 28B.50.060; amending section 28B.50.170, chapter 223, Laws of 1969 ex. sess. as amended by section 28, chapter 283, Laws of 1969 ex. sess. and RCW 28B.50.170; amending section 28B.50.200, chapter 223, Laws of 1969 ex. sess. and RCW 28B.50.200; amending section 52, chapter 283, Laws of 1969 ex. sess. and RCW 28B.50.245; amending section 28B.70.040, chapter 223, Laws of 1969 ex. sess. and RCW 28B.70.040; amending section 12, chapter 277, Laws of 1969 ex. sess. and RCW 28B.80.110; amending section 9, chapter 263, Laws of 1969 ex. sess. and RCW 28B.81.090; amending section 5, chapter 178, Laws of 1951 and RCW 38.52.040; amending section 5, chapter 246, Laws of 1957 and RCW 40.14.050; amending section 2, chapter 39, Laws of 1970 ex. sess. and RCW 41.05.020; amending section 11, chapter 1, Laws of 1961 and RCW 41.06.110; amending section 4, chapter 263, Laws of 1955 as amended by section 8, chapter 118, Laws of 1969 and RCW 41.24.270; amending section 8, chapter 263, Laws of 1955 as amended by section 10, chapter 118, Laws of 1969 and RCW 41.24.310; amending section 6, chapter 209, Laws of 1969 ex. sess. as amended by section 1, chapter 216, Laws of 1971 ex. sess. and RCW 41.26.060; amending section 6, chapter 80, Laws of 1947 and RCW 41.32.060; amending section 10, chapter 215, Laws of 1969 ex. sess. and RCW 41.56.415; amending section 3, chapter 16, Laws of 1967 ex. sess. and RCW 43.03.130; amending section 18, chapter 62, Laws of 1970 ex. sess. and RCW 43.21A.180; amending section 35, chapter 62, Laws of 1970 ex. sess. and RCW 43.21B.050; amending section 43.22.130, chapter 8, Laws of 1965 and RCW 43.22.130; amending section 43.22.190, chapter 8, Laws of 1965 and RCW 43.22.190; amending section 3, chapter 229, Laws of 1969 ex. sess. as last amended by section 1, chapter 82, Laws of 1971 ex. sess. and RCW 43.22.420; amending section 43.24.060, chapter 8, Laws of 1965 as amended by section 3, chapter 100, Laws of 1965 and RCW 43.24.060; amending section 43.24.110, chapter 8, Laws of 1965 as amended by section 5, chapter 100, Laws of 1965 and RCW 43.24.110; amending section 43.30.150, chapter 8, Laws of 1965 and RCW 43.30.150; amending section 43.31.090, chapter 8, Laws of 1965 and RCW 43.31.090; amending section 43.31.110, chapter 8, Laws of 1965 and RCW 43.31.110; amending section 43.31.130, chapter 8, Laws of 1965 and RCW 43.31.130; amending section 12, chapter 239, Laws of 1969 ex. sess. and RCW 43.41.120; amending section 43.51.020, chapter 8, Laws of 1965 as last amended

by section 1, chapter 31, Laws of 1969 ex. sess. and RCW 43.51.020; amending section 7, chapter 19, Laws of 1967 ex. sess. and RCW 43.51.810; amending section 43.52.290, chapter 8, Laws of 1965 and RCW 43.52.290; amending section 43.52.370, chapter 8, Laws of 1965 and RCW 43.52.370; amending section 43.56.040, chapter 8, Laws of 1965 and RCW 43.56.040; amending section 43.57.020, chapter 8, Laws of 1965 as amended by section 1, chapter 164, Laws of 1965 ex. sess. and RCW 43.57.020; amending section 6, chapter 147, Laws of 1967 ex. sess. and RCW 43.59.050; amending section 12, chapter 74, Laws of 1967 and RCW 43.63A.120; amending section 43.74.015, chapter 8, Laws of 1965 as amended by section 6, chapter 188, Laws of 1967 and RCW 43.74.015; amending section 2, chapter 243, Laws of 1967 and RCW 43.94.020; amending section 6, chapter 43, Laws of 1969 and RCW 43.96A.060; amending section 11, chapter 5, Laws of 1965 as last amended by section 1, chapter 60, Laws of 1971 and RCW 43.99.110; amending section 7, chapter 158, Laws of 1965 and RCW 43.100.070; amending section 2, chapter 108, Laws of 1969 and RCW 43.110.010; amending section 6, chapter 36, Laws of 1947 as last amended by section 4, chapter 134, Laws of 1967 ex. sess. and RCW 44.24.060; amending section 14, chapter 43, Laws of 1951 and RCW 44.28.040; amending section 9, chapter 265, Laws of 1969 ex. sess. and RCW 44.30.050; amending section 9, chapter 130, Laws of 1965 ex. sess. and RCW 44.33.280; amending section 9, chapter 308, Laws of 1961 and RCW 44.36.090; amending section 8, chapter 260, Laws of 1969 ex. sess. and RCW 44.39.045; amending section 5, chapter 150, Laws of 1967 ex. sess. and RCW 44.60.050; amending section 46.82.140, chapter 12, Laws of 1961 as amended by section 48, chapter 170, Laws of 1965 ex. sess. and RCW 46.82.140; amending section 3, chapter 106, Laws of 1963 as amended by section 113, chapter 32, Laws of 1967 and RCW 46.85.030; amending section 47.01.040, chapter 13, Laws of 1961 as amended by section 31, chapter 170, Laws of 1965 ex. sess. and RCW 47.01.040; amending section 19, chapter 83, Laws of 1967 ex. sess. as amended by section 2, chapter 171, Laws of 1969 ex. sess. and RCW 47.26.130; amending section 20, chapter 83, Laws of 1967 ex. sess. as amended by section 3, chapter 171, Laws of 1969 ex. sess. and RCW 47.26.140; amending section 4, chapter 278, Laws of 1961 as amended by section 32, chapter 170, Laws of 1965 ex. sess. and RCW 47.56.023; amending section .03.06, chapter 79, Laws of 1947 and RCW 48.03.060; amending section 14, chapter 150, Laws of 1967 and RCW 48.17.135; amending section 1, chapter 231, Laws of 1941 as last amended by section 1, chapter 6, Laws of 1967 and RCW 49.04.010; amending section 4, chapter 58, Laws of 1903 and RCW 49.08.040; amending section 4, chapter 270, Laws of 1955 and RCW 49.60.070; amending section 2, chapter 127, Laws of 1959 and RCW 50.12.031; amending section 59, chapter 35, Laws of 1945 as last amended by section 4,

chapter 8, Laws of 1953 ex. sess. and RCW 50.12.200; amending section 51.52.010, chapter 23, Laws of 1961 as last amended by section 68, chapter 289, Laws of 1971 ex. sess. and RCW 51.52.010; amending section 3, chapter 224, Laws of 1951 and RCW 58.24.020; amending section 2, chapter 184, Laws of 1933 as amended by section 1, chapter 305, Laws of 1959 and RCW 67.08.003; amending section 12, chapter 184, Laws of 1933 as amended by section 4, chapter 305, Laws of 1959 and RCW 67.08.060; amending section 2, chapter 233, Laws of 1969 ex. sess. and RCW 67.16.017; amending section 2, chapter 236, Laws of 1967 and RCW 67.28.090; amending section 33, chapter 290, Laws of 1953 and RCW 68.05.060; amending section 2, chapter 32, Laws of 1951 and RCW 70.79.020; amending section 13, chapter 232, Laws of 1957 as last amended by section 15, chapter 168, Laws of 1969 ex. sess. and RCW 70.94.130; amending section 4, chapter 134, Laws of 1969 ex. sess. and RCW 70.95.040; amending section 7, chapter 207, Laws of 1961 as last amended by section 18, chapter 18, Laws of 1970 ex. sess. and RCW 70.98.070; amending section 72.01.180, chapter 28, Laws of 1959 and RCW 72.01.180; amending section 72.60.060, chapter 28, Laws of 1959 and RCW 72.60.060; amending section 77.04.060, chapter 36, Laws of 1955 as last amended by section 9, chapter 307, Laws of 1961 and RCW 77.04.060; amending section 17, chapter 255, Laws of 1927 and RCW 79.01.068; amending section 34, chapter 26, Laws of 1967 ex. sess. as amended by section 2, chapter 65, Laws of 1970 ex. sess. and RCW 82.03.050; amending section 27, chapter 200, Laws of 1907 as amended by section 1, chapter 137, Laws of 1947 and RCW 88.04.020; amending section 2, chapter 18, Laws of 1935 as last amended by section 1, chapter 15, Laws of 1967 and RCW 88.16.020; amending section 4, chapter 304, Laws of 1955 as amended by section 4, chapter 240, Laws of 1961 and RCW 89.08.040; amending section 2, chapter 162, Laws of 1925 ex. sess. as amended by section 1, chapter 123, Laws of 1947 and RCW 90.08.050; amending section 3, chapter 123, Laws of 1965 ex. sess. as amended by section 1, chapter 36, Laws of 1967 and RCW 91.12.030; adding a new section to chapter 43.03 RCW; and creating a new section.

To Committee on State Government.

HOUSE BILL NO. 63, by Representatives Julin and Wojahn (by Judicial Council request):

AN ACT Relating to district courts-revenue; amending section 46, chapter 299, Laws of 1961 and RCW 3.46.120; amending section 59, chapter 299, Laws of 1961 and RCW 3.50.100; amending section 99, chapter 299, Laws of 1961 as last amended by section 7, chapter 73, Laws of 1971 and RCW 3.54.020; and

amending section 108, chapter 299, Laws of 1961 and RCW 3.62.040.

To Committee on Judiciary.

HOUSE BILL NO. 64, by Representatives Goldsworthy, Kuehnle, Hurley and Van Dyk:

AN ACT Relating to revenue and taxation; amending section 82.08.030, chapter 15, Laws of 1961, as last amended by section 1, chapter 11, Laws of 1971 ex. sess., and RCW 82.08.030; declaring an emergency; and prescribing an effective date.

To Committee on Revenue and Taxation.

HOUSE BILL NO. 65, by Representatives Julin and Shera:

AN ACT Relating to group life insurance; and adding a new section to chapter 79, Laws of 1947 and to chapter 48.18 RCW.

To Committee on Financial Institutions and Insurance.

HOUSE BILL NO. 66, by Representatives Savage, Bledsoe, Kilbury and Benitz (by Joint Committee on Nuclear Energy request):

AN ACT Relating to state government; amending section 7, chapter 207, Laws of 1961 as last amended by section 18, chapter 18, Laws of 1971 ex. sess. and RCW 70.98.070; and adding new sections to chapter 207, Laws of 1961 and to chapter 70.98 RCW.

To Committee on State Government.

HOUSE BILL NO. 67, by Representatives Newhouse, Zimmerman, North, Cunningham and Wolf (by Legislative Council request):

AN ACT Relating to the department of natural resources; and amending section 1, chapter 64, Laws of 1967 ex. sess. and RCW 43.30.300.

To Committee on Natural Resources and Ecology.

HOUSE BILL NO. 68, by Representatives Jastad, Kopet, Moon and Adams:

AN ACT Relating to public assistance medical care; and adding a new section to chapter 26, Laws of 1959 and to chapter 74.09 RCW.

To Committee on Social and Health Services.

HOUSE BILL NO. 69, by Representatives McDermott and Williams:

AN ACT Relating to public records; and creating a new chapter in Title 40 RCW.

To Committee on State Government.

HOUSE BILL NO. 70, by Representatives McDermott, Ceccarelli and Paris:

AN ACT Relating to mental health records; and adding a new chapter to Title 71 RCW.

To Committee on Social and Health Services.

HOUSE BILL NO. 71, by Representatives Hoggins, Julin, Kopet, Kirk, Marsh, Shera, Conner, Gallagher, Knowles, Litchman and Rosellini:

AN ACT Relating to the salaries of supreme court justices, court of appeals judges, and superior court judges; providing for per capita income percentage increases or decreases; and adding a new chapter to Title 2 RCW.

To Committee on Judiciary.

HOUSE BILL NO. 72, by Representatives Backstrom, May, Anderson, Ceccarelli, Gallagher, Litchman, Merrill and Rosellini:

AN ACT Relating to revenue and taxation; and amending section 4, chapter 288, Laws of 1971 ex. sess. and RCW 84.36.370.

To Committee on Revenue and Taxation.

HOUSE BILL NO. 73, by Representatives Farr, Beck and Goldsworthy:

AN ACT Relating to veterans; providing veterans with certain public employment preferences; and amending section 1, chapter 189, Laws of 1945 as last amended by section 2, chapter 269, Laws of 1969 ex. sess. and RCW 41.04.010.

To Committee on State Government.

HOUSE BILL NO. 74, by Representatives Farr, Beck and Goldsworthy:

AN ACT Relating to layoffs and subsequent reemployment of veterans in classified service under the jurisdiction of the state civil service law and the

higher education personnel law; amending section 10, chapter 36, Laws of 1969 ex. sess. as amended by section 1, chapter 19, Laws of 1971 ex. sess. and RCW 28B.16.100; amending section 15, chapter 1, Laws of 1961 as last amended by section 2, chapter 19, Laws of 1971 ex. sess. and RCW 41.06.150; and declaring an emergency.

To Committee on State Government.

HOUSE BILL NO. 75, by Representatives Marzano, Bottiger, Gallagher, Grant and Kilbury:

AN ACT Relating to motor vehicles; and amending section 27, chapter 21, Laws of 1961 ex. sess. as last amended by section 3, chapter 40, Laws of 1969 ex. sess. and RCW 46.52.130.

To Committee on Financial Institutions and Insurance.

HOUSE BILL NO. 76, by Representatives Bluechel, Perry and Cunningham (by Secretary of State request):

AN ACT Relating to nonprofit corporations; and amending section 81, chapter 235, Laws of 1967 and RCW 24.03.400.

To Committee on State Government.

HOUSE BILL NO. 77, by Representatives Conner, Savage, Adams, Jastad, Martinis, Marzano, Gallagher, Luders, Knowles, Bauer, Bradley, Beck, Chatalas, Backstrom, McCormick, Randall, Rosellini and Wojahn:

AN ACT Relating to state government; creating a new department of institutions; amending section 1, chapter 11, Laws of 1971 and RCW 43.17.010; amending section 2, chapter 11, Laws 1971 and RCW 43.17.020; amending section 3, chapter 18, Laws of 1970 ex. sess. and RCW 43.20A.030; amending section 13, chapter 18, Laws of 1971 ex. sess. and RCW 43.20A.180; amending section 72.01.010, chapter 28, Laws of 1959 as amended by section 56, chapter 18, Laws of 1970 ex. sess. and RCW 72.01.010; amending section 1, chapter 169, Laws of 1953 as amended by section 60, chapter 18, Laws of 1970 ex. sess. and RCW 72.01.042; amending section 2, chapter 169, Laws of 1953 as amended by section 61, chapter 18, Laws of 1970 ex. sess. and RCW 72.01.043; amending section 72.02.040, chapter 28, Laws of 1959 as amended by section 57, chapter 18, Laws of 1970 ex. sess. and RCW 72.02.040; amending section 72.05.020, chapter 28, Laws of 1959 as amended by section 58, chapter 18, Laws of 1970 ex. sess. and RCW 72.05.020; amending section 72.06.010, chapter 28, Laws of 1959 as amended by section 59, chapter 18,

Laws of 1970 ex. sess. and RCW 72.06.010; amending section 2, chapter 58, Laws of 1971 ex. sess. and RCW 72.66.010; amending section 3, chapter 58, Laws of 1971 ex. sess. and RCW 72.66.020; amending section 4, chapter 58, Laws of 1971 ex. sess. and RCW 72.66.030; amending section 5, chapter 58, Laws of 1971 ex. sess. and RCW 72.66.040; amending section 6, chapter 58, Laws of 1971 ex. sess. and RCW 72.66.050; amending section 9, chapter 58, Laws of 1971 ex. sess. and RCW 72.66.080; amending section 10, chapter 58, Laws of 1971 ex. sess. and RCW 72.66.090; adding new sections to chapter 72.01 RCW; adding a new section to chapter 72.04A RCW; repealing section 28, chapter 18, Laws of 1970 ex. sess. and RCW 43.20A.210; repealing section 29, chapter 18, Laws of 1970 ex. sess. and RCW 43.20A.220; and repealing section 30, chapter 18, Laws of 1970 ex. sess. and RCW 43.20A.230.

To Committee on Social and Health Services.

HOUSE BILL NO. 78, by Representatives Conner, Schumaker and Eikenberry:

AN ACT Relating to firearms; amending section 9, chapter 172, Laws of 1935 as last amended by section 1, chapter 227, Laws of 1969 ex. sess. and RCW 9.41.090.

To Committee on Judiciary.

HOUSE BILL NO. 79, by Representatives Charette, Jueling, Grant, Anderson and Knowles (by Legislative Council request):

AN ACT Relating to pressure systems; amending section 3, chapter 32, Laws of 1951 and RCW 70.79.030; and amending section 9, chapter 32, Laws of 1951 and RCW 70.79.090.

To Committee on Labor and Employment Security.

HOUSE BILL NO. 80, by Representatives Charette and Julin (by Statute Law Committee request):

AN ACT Relating to the Washington state wheat commission; amending section 24, chapter 87, Laws of 1961 as amended by section 55, chapter 81, Laws of 1971 and RCW 15.63.240; and declaring an emergency.

To Committee on Judiciary.

HOUSE BILL NO. 81, by Representatives Charette and Julin (by Statute Law Committee request):

AN ACT Relating to the licensing of pharmacists and

interns; reenacting section 3, chapter 180, Laws of 1923 as last amended by section 5, chapter 201, Laws of 1971 ex. sess. and by section 25, chapter 292, Laws of 1971 ex. sess., and RCW 18.64.080; and declaring an emergency.

To Committee on Judiciary.

HOUSE BILL NO. 82, by Representatives Charette and Julin (by Statute Law Committee request):

AN ACT Relating to education; reenacting section 28A.13.020, chapter 223, Laws of 1969 ex. sess. as last amended by section 3, chapter 48, Laws of 1971 and by section 3, chapter 66, Laws of 1971 ex. sess. and RCW 28A.13.020; reenacting section 28A.27.010, chapter 23, Laws of 1969 ex. sess. as last amended by section 1, chapter 51, Laws of 1971 ex. sess. and by section 2, chapter 215, Laws of 1971 ex. sess. and RCW 28A.27.010; reenacting section 28A.58.100, chapter 223, Laws of 1969 ex. sess. as last amended by section 28, chapter 48, Laws of 1971 and by section 1, chapter 203, Laws of 1971 ex. sess. and RCW 28A.58.100; and declaring an emergency.

To Committee on Judiciary.

HOUSE BILL NO. 83, by Representatives Charette and Julin (by Statute Law Committee request):

AN ACT Relating to state civil service; reenacting section 7, chapter 1, Laws of 1961 as last amended by section 100, chapter 81, Laws of 1971, and by section 1, chapter 59, Laws of 1971 ex. sess. and by section 1, chapter 209, Laws of 1971 ex. sess. and RCW 41.06.070; and declaring an emergency.

To Committee on Judiciary.

HOUSE BILL NO. 84, by Representatives Charette and Julin (by Statute Law Committee request):

AN ACT Relating to the state treasurer; reenacting section 43.08.020, chapter 8, Laws of 1965 as last amended by section 1, chapter 14, Laws of 1971 and by section 108, chapter 81, Laws of 1971 and RCW 43.08.020; and declaring an emergency.

To Committee on Judiciary.

HOUSE BILL NO. 85, by Representatives Charette and Julin (by Statute Law Committee request):

AN ACT Relating to the judiciary; amending section 81.92.110, chapter 14, Laws of 1961 and RCW

81.92.110; repealing section 67, chapter 81, Laws of 1971 and RCW 22.20.100; and declaring an emergency.

To Committee on Judiciary.

HOUSE BILL NO. 86, by Representatives Charette and Julin (by Statute Law Committee request):

AN ACT Relating to motor vehicle excise taxes; reenacting section 82.44.150, chapter 15, Laws of 1961 as last amended by section 1, chapter 80, Laws of 1971 ex. sess. and by section 2, chapter 199, Laws of 1971 ex. sess. and RCW 82.44.150; and declaring an emergency.

To Committee on Judiciary.

HOUSE BILL NO. 87, by Representatives Charette and Julin (by Statute Law Committee request):

AN ACT Relating to property taxes; reenacting section 84.36.030, chapter 15, Laws of 1961 as last amended by section 1, chapter 64, Laws of 1971 ex. sess. and by section 70, chapter 292, Laws of 1971 ex. sess. and RCW 84.36.030; and declaring an emergency.

To Committee on Judiciary.

HOUSE BILL NO. 88, by Representatives Smythe, Wanamaker, Zimmerman, Marsh, Bauer, Adams, Bagnariol, Ceccarelli, Hansey, Litchman, Luders, Martinis, Mentor, Merrill and Randall:

AN ACT Relating to revenue and taxation; amending section 82.50.010, chapter 15, Laws of 1961 as last amended by section 35, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.010; amending section 82.50.020, chapter 15, Laws of 1961 as last amended by section 36, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.020; amending section 82.50.030, chapter 15, Laws of 1961 as last amended by section 37, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.030; amending section 82.50.040, chapter 15, Laws of 1961 as last amended by section 38, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.040; amending section 82.50.050, chapter 15, Laws of 1961 as last amended by section 39, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.050; amending section 82.50.070, chapter 15, Laws of 1961 as last amended by section 40, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.070; amending section 82.50.101, chapter 15, Laws of 1961 as last amended by section 41, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.101; amending section 82.50.105, chapter 15, Laws of 1961 as last amended by section 42, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.105; amending section 82.50.110, chapter 15, Laws of 1961 as last amended

by section 43, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.110; amending section 82.50.120, chapter 15, Laws of 1961 as last amended by section 44, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.120; amending section 82.50.130, chapter 15, Laws of 1961 as last amended by section 45, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.130; amending section 82.50.140, chapter 15, Laws of 1961 as last amended by section 46, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.140; amending section 82.50.180, chapter 15, Laws of 1961 as last amended by section 48, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.180; amending section 82.50.190, chapter 15, Laws of 1961 as last amended by section 49, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.190; amending section 82.50.200, chapter 15, Laws of 1961 as last amended by section 50, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.200; amending section 55, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.400; amending section 56, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.410; amending section 57, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.420; amending section 58, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.430; amending section 59, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.440; amending section 60, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.450; amending section 61, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.460; amending section 62, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.470; amending section 63, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.480; amending section 64, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.490; amending section 65, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.500; amending section 67, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.520; amending section 68, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.530; amending section 69, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.540; and amending section 53, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.901.

To Committee on Revenue and Taxation.

HOUSE BILL NO. 89, by Representatives King and Barden:

AN ACT Relating to school district employee benefits; adding a new section to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.58 RCW; and declaring an emergency.

To Committee on Financial Institutions and Insurance.

HOUSE BILL NO. 90, by Representatives Brouillet, Hoggins and Haussler (by Superintendent of Public Instruction):

AN ACT Relating to education; establishing a minimum annual term for kindergartens; amending section 28A.35.010, chapter 223, Laws of 1969 ex. sess. and RCW 28A.35.010; amending section 28A.41.130, chapter 223, Laws of 1965 ex. sess. as last amended by section 19, chapter 294, Laws of 1971 ex. sess. and RCW 28A.41.130; amending section 28A.58.180, chapter 223, Laws of 1969 ex. sess. and RCW 28A.58.180; and making an effective date.

To Committee on Education and Libraries.

HOUSE BILL NO. 91, by Representatives Hoggins and Conway (by Secretary of State request):

AN ACT Relating to corporate filing; and amending section 51, chapter 53, Laws of 1965 as last amended by section 1, chapter 133, Laws of 1971 ex. sess. and RCW 23A.08.480.

To Committee on State Government.

HOUSE BILL NO. 92, by Representatives Bluechel and Cunningham (by Secretary of State request):

AN ACT Relating to the office of the secretary of state; amending section 1, chapter 122, Laws of 1971 ex. sess. and RCW 43.07.130; adding a new section to chapter 43.07 RCW; and declaring an emergency.

To Committee on State Government.

HOUSE BILL NO. 93, by Representatives Pardini, Bottiger and Barden (by Department of Social and Health Services request):

AN ACT Relating to the uniform reciprocal enforcement of support; and amending section 2, chapter 196, Laws of 1951 as amended by section 1, chapter 45, Laws of 1963 and RCW 26.21.010.

To Committee on Judiciary.

HOUSE BILL NO. 94, by Representatives Conway, Eikenberry and Paris (by Department of Social and Health Services request):

AN ACT Relating to public assistance; and adding new section to chapter 74.04 RCW.

To Committee on Social and Health Services.

HOUSE BILL NO. 95, by Representatives Kiskaddon, McDermott, Ross, Rabel and Maxie (by Department of Social and Health Services request):

AN ACT Relating to institutions; and amending section 3, chapter 9, Laws of 1901 ex. sess. and RCW 10.70.080.

To Committee on Social and Health Services.

HOUSE BILL NO. 96, by Representatives Brown, Wolf, Bottiger, Curtis, Ross, Kilbury, Kiskaddon, Kraabel, Conway, Blair, Bluechel, Smith, Cunningham and North (by Executive and Secretary of State request):

AN ACT Relating to elections; amending section 29.13.010, chapter 9, Laws of 1965 as amended by section 2, chapter 123, Laws of 1965 and RCW 29.13.010; amending section 29.39.030, chapter 9, Laws of 1965 as amended by section 5, chapter 109, Laws of 1967 ex. sess. and RCW 29.39.030; amending section 29.42.030, chapter 9, Laws of 1965 and RCW 29.42.030; amending section 29.42.040, chapter 9, Laws of 1965 and RCW 29.42.040; amending section 29.42.050, chapter 9, Laws of 1965 as last amended by section 2, chapter 32, Laws of 1967 ex. sess. and RCW 29.42.050; amending section 29.80.010, chapter 9, Laws of 1965 and RCW 29.80.010; amending section 29.81.100, chapter 9, Laws of 1965 as amended by section 5, chapter 145, Laws of 1971 ex. sess. and RCW 29.81.100; and adding new sections to chapter 9, Laws of 1965 and to chapter 29.13 RCW.

To Committee on Elections and Apportionment.

HOUSE BILL NO. 97, by Representatives Hurley, Julin and Bottiger (by Legislative Council request):

AN ACT Relating to eminent domain for highway purposes; and adding a new section to chapter 8.28 RCW.

To Committee on Judiciary.

HOUSE BILL NO. 98, by Representatives Bottiger, Charette and Wolf (by Legislative Council request):

AN ACT Relating to camping clubs; adding a new chapter to Title 19 RCW; creating new sections; and prescribing penalties.

To Committee on Business and Professions.

HOUSE BILL NO. 99, by Representatives Hubbard, Wanamaker, Curtis, Pardini, Kopet, Bledsoe, Flanagan, Polk, Barden, Goldsworthy, Shera, Juelling, Morrison, Gladder, Schumaker, Spanton, Richardson, Kuehnle, Amen, Smythe, Hansey, Gilleland, Bluechel and Jones:

AN ACT Relating to unemployment compensation; amending section 19, chapter 2, Laws of 1970 ex. sess. and RCW 50.04.323; amending section 68, chapter 35, Laws

of 1945 as last amended by section 4, chapter 2, Laws of 1970 ex. sess. and RCW 50.20.010; amending section 3, chapter 286, Laws of 1955 as last amended by section 20, chapter 2, Laws of 1970 ex. sess. and RCW 50.20.030; amending section 73, chapter 35, Laws of 1945 as last amended by section 21, chapter 2, Laws of 1970 ex. sess. and RCW 50.20.050; amending section 80, chapter 35, Laws of 1945 as last amended by section 5, chapter 2, Laws of 1970 ex. sess. and RCW 50.20.120; adding a new section to chapter 35, Laws of 1945 and to Title 50 RCW; and making an effective date.

To Committee on Labor and Employment Security.

HOUSE BILL NO. 100, by Representatives Kraabel, Perry and North:

AN ACT Relating to certificated personnel employed in the public schools of the state; adding a new section to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.59 RCW; and making an effective date.

To Committee on Education and Libraries.

HOUSE BILL NO. 101, by Representatives Kraabel, Perry, North, Ross and Rabel:

AN ACT Relating to school district director terms; amending section 28A.57.312, chapter 223, Laws of 1969 ex. sess. as amended by section 8, chapter 131, Laws of 1969 and RCW 28A.57.312; amending section 28A.57.336, chapter 223, Laws of 1969 ex. sess. as amended by section 11, chapter 131, Laws of 1969 and RCW 28A.57.336; amending section 9, chapter 131, Laws of 1969 and RCW 28A.57.425; amending section 10, chapter 131, Laws of 1969 and RCW 28A.57.435; creating a new section; and repealing section 29.13.060, chapter 9, Laws of 1965 and RCW 29.13.060.

To Committee on Education and Libraries.

HOUSE BILL NO. 102, by Representatives Smythe, Haussler and Curtis:

AN ACT Relating to revenue and taxation; amending section 6, chapter 94, Laws of 1970 ex. sess. as amended by section 3, chapter 296, Laws of 1971 ex. sess. and RCW 82.14.050; and amending section 12, chapter 94, Laws of 1970 ex. sess. and RCW 82.14.910.

To Committee on Revenue and Taxation.

HOUSE BILL NO. 103, by Representatives Wolf, Morrison, Bledsoe, Pardini, Curtis, Copeland, North, Newhouse,

Amen, Barden, Benitz, Berentson, Blair, Bluechel, Conway, Costanti, Cunningham, Eikenberry, Farr, Planagan, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Hoggins, Hubbard, Jones, Juelling, Julin, Kirk, Kopet, Kraabel, Kuehnle, Mentor, Polk, Rabel, Richardson, Schumaker, Shera, Smith, Smythe, Spanton and Wanamaker:

AN ACT Relating to industrial insurance; amending section 51.04.030, chapter 23, Laws of 1961 as amended by section 74, chapter 289, Laws of 1971 ex. sess. and RCW 51.04.030; amending section 51.04.060, chapter 23, Laws of 1961 and RCW 51.04.060; amending section 67, chapter 289, Laws of 1971 ex. sess. and RCW 51.04.110; amending section 51.12.050, chapter 23, Laws of 1961 and RCW 51.12.050; amending section 51.12.070, chapter 23, Laws of 1961 as last amended by section 81, chapter 289, Laws of 1971 ex. sess. and RCW 51.12.070; amending section 51.12.100, chapter 23, Laws of 1961 and RCW 51.12.100; amending section 51.12.110, chapter 23, Laws of 1961 as amended by section 85, chapter 289, Laws of 1971 ex. sess. and RCW 51.12.110; amending section 82, chapter 289, Laws of 1971 ex. sess. and RCW 51.12.120; amending section 26, chapter 289, Laws of 1971 ex. sess. and RCW 51.14.010; amending section 27, chapter 289, Laws of 1971 ex. sess. and RCW 51.14.020; amending section 30, chapter 289, Laws of 1971 ex. sess. and RCW 51.14.050; amending section 34, chapter 289, Laws of 1971 ex. sess. and RCW 51.14.100; amending section 16, chapter 289, Laws of 1971 ex. sess. and RCW 51.16.035; amending section 51.16.040, chapter 23, Laws of 1961 as amended by section 83, chapter 289, Laws of 1971 ex. sess. and RCW 51.16.040; amending section 51.16.060, chapter 23, Laws of 1961 as amended by section 76, chapter 289, Laws of 1971 ex. sess. and RCW 51.16.060; amending section 51.16.105, chapter 23, Laws of 1961 as amended by section 86, chapter 289, Laws of 1971 ex. sess. and RCW 51.16.105; amending section 51.16.140, chapter 23, Laws of 1961 as last amended by section 77, chapter 289, Laws of 1971 ex. sess. and RCW 51.16.140; amending section 51.24.010, chapter 23, Laws of 1961 as last amended by section 37, chapter 289, Laws of 1971 ex. sess. and RCW 51.24.010; amending section 51.28.020, chapter 23, Laws of 1961 as amended by section 38, chapter 289, Laws of 1971 ex. sess. and RCW 51.28.020; amending section 39, chapter 289, Laws of 1971 ex. sess. and RCW 51.28.025; amending section 51.28.030, chapter 23, Laws of 1961 as amended by section 6, chapter 289, Laws of 1971 ex. sess. and RCW 51.28.030; amending section 46, chapter 289, Laws of 1971 ex. sess. and RCW 51.32.055; amending section 17, chapter 289, Laws of 1971 ex. sess. and RCW 51.32.073; amending section 51.32.110, chapter 23, Laws of 1961 as amended by section 13, chapter 289, Laws of 1971 ex. sess. and RCW 51.32.110; amending section 47, chapter 289, Laws of 1971 ex. sess. and RCW 51.32.190; amending section 48, chapter 289,

Laws of 1971 ex. sess. and RCW 51.32.200; amending section 51.36.020, chapter 23, Laws of 1961 as last amended by section 51, chapter 289, Laws of 1971 ex. sess. and RCW 51.36.020; amending section 53, chapter 289, Laws of 1971 ex. sess. and RCW 51.36.060; amending section 54, chapter 289, Laws of 1971 ex. sess. and RCW 51.36.070; amending section 59, chapter 289, Laws of 1971 ex. sess. and RCW 51.44.150; amending section 51.52.050, chapter 23, Laws of 1961 and RCW 51.52.050; amending section 51.52.060, chapter 23, Laws of 1961 as last amended by section 1, chapter 148, Laws of 1963 and RCW 51.52.060; amending section 51.52.070, chapter 23, Laws of 1961 and RCW 51.52.070; adding new sections to chapter 23, Laws of 1961 and to chapter 51.08 RCW; adding new sections to chapter 23, Laws of 1961 and to chapter 51.16 RCW; and adding a new chapter to Title 51 RCW.

To Committee on Labor and Employment Security.

HOUSE BILL NO. 104, by Representatives Perry, Bagnariol, Maxie, Knowles, Ross, Bottiger, O'Brien, Backstrom, Chatalas, Litchman, McCormick, Ceccarelli, Hurley, Rosellini and Merrill (by Joint Committee on Education request):

AN ACT Relating to needy or disadvantaged elementary and secondary students; adding a new section to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.04 RCW; adding new sections to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.58 RCW; and providing penalties.

To Committee on Education and Libraries.

HOUSE BILL NO. 105, by Representatives O'Brien, Pardini, Maxie, Perry, Ross, Knowles, Bagnariol, Ceccarelli, Litchman and Merrill (by Joint Committee on Education request):

AN ACT Relating to part-time students; and amending section 4, chapter 217, Laws of 1969 ex. sess. and RCW 28A.41.145.

To Committee on Education and Libraries.

HOUSE BILL NO. 106, by Representatives Hatfield, Luders and Brown (by Joint Committee on Education request):

AN ACT Relating to school districts serving residents of certain U.S. military reservations; adding new sections to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.57 RCW; and declaring an emergency.

To Committee on Education and Libraries.

HOUSE JOINT RESOLUTION NO. 64, by Representatives Brown, Hurley, Kraabel, Mentor, McDermott, Rabel and Williams:

Providing a constitutional amendment making public transportation systems eligible for highway funds.

To Committee on Transportation.

HOUSE JOINT RESOLUTION NO. 65, by Representatives Bledsoe, Copeland, Charette, Beck, Ross, Kiskaddon, Conway, Kraabel, Blair, Mentor, Amen, Hoggins, Jones, Moon, Bluechel, Adams, Kopet, Cunningham, Brown, Gilleland, Ceccarelli, Curtis, Litchman and North (by Executive and Legislative Council request):

Amending the Constitution to provide for annual sessions of the legislature.

To Committee on State Government.

#### MOTION

On motion of Mr. Morrison, the bills introduced and read the first time were referred to the committees as indicated.

The Speaker declared the House to be at ease.  
The Speaker called the House to order.

#### AMENDMENT TO HOUSE RULE

The Speaker stated that notice was served yesterday of proposed changes to House Rules No. 2, 43, 81, 84, 85, 86 and 87.

The Speaker: "The ordinary procedure would be to take these matters up in the order in which notice was served. However, with the consent of the House, and for a more orderly procedure, we will take them up in the order of rule number if there be no objection."

The Clerk read the following amendment by Representatives Lysen, Van Dyk and Maxie to House Rule No. 2:

Amend House Rule No. 2 to read as follows:

"The house shall elect the following officers at the commencement of each regular session: Its presiding officer, who shall be styled speaker of the house, a speaker pro tempore, who shall serve in absence or in case of the inability of the speaker, a chief clerk of the house, and a sergeant at arms. An assistant chief clerk may be elected on any legislative day. Such officers shall hold office during all sessions until the convening of the

succeeding regular session: PROVIDED, That the office of speaker of the house shall be a permanent, full time position and the speaker shall, in addition to his other duties, maintain an office at the seat of government, which office, shall be open for business during the same or similar hours as state offices generally: PROVIDED FURTHER, That the speaker shall not receive a smaller annual salary than the annual salary of the highest paid legislative employee: PROVIDED FURTHER, That the speaker shall file yearly with the ethics committee a complete financial statement as defined by the ethics committee.

In all elections by the house a Constitutional majority shall be required, the members shall viva voce and their vote shall be entered on the journal."

#### MOTION

On motion of Mr. Lysen, the proposed amendment to House Rule No. 2 was referred to the Committee on Rules and Administration.

Having served notice on the previous working day that he would offer a proposed amendment to House Rule No. 43, Mr. Lysen moved adoption of the following amendment by Representatives Lysen, Van Dyk and Maxie:

Amend House Rule No. 43 by adding a new subsection following subsection (b) as follows:

"(c) All bills received by the Committee on Rules and Administration shall be reported out of committee within 14 working days."

Representatives Lysen, Van Dyk, Douthwaite and Moon spoke in favor of the amendment, and Representatives Copeland, Kiskaddon, Smythe and Pardini spoke against it.

Mr. Charnley demanded an electric roll call, and the demand was sustained.

Representative Savage spoke in favor of the amendment to House Rule No. 43, and Representatives Copeland and Hoggins spoke against it.

#### ROLL CALL

The Clerk called the roll on the adoption of the amendment by Representatives Lysen, Van Dyk and Maxie to House Rule No. 43, and the amendment was lost by the following vote: Yeas, 28; nays, 68; not voting, 3.

Voting yea: Representatives Anderson, Bauer, Bradley, Ceccarelli, Charette, Charnley, Chatalas, Douthwaite, Johnson, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Maxie, McDermott, Merrill,

Moon, Perry, Randall, Rosellini, Shinpoch, Thompson, Van Dyk, Williams.

Voting nay: Representatives Adams, Amen, Backstrom, Bagnariol, Barden, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Brown, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Jones, Juelling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehne, Marzano, May, McCormick, Mentor, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Polk, Rabel, Richardson, Savage, Sawyer, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Bottiger, Brouillet, Ross.

The Speaker stated that Mr. Lysen served notice on the previous day that he would offer a proposed amendment to House Rule No. 81.

With the consent of the House, Mr. Lysen withdrew his proposed amendment to House Rule No. 81.

Having served notice on the previous working day that he would offer a proposed amendment to House Rule No. 81, Mr. Copeland moved adoption of the following amendment by Representatives Copeland, McDermott, Barden, Charnley, Smythe and Chatlas:

Amend House Rule No. 81 to read as follows:

"Standing committees shall act upon all referred bills, memorials and resolutions. Only such bills as are included on the written notice of a committee meeting may be considered at that meeting except upon the vote of a majority of the entire membership of the committee to consider another bill. A majority recommendation of a committee must be signed by a majority of the entire membership of the committee in a regularly called meeting before a bill, memorial or resolution may be reported out. Majority recommendations of a committee can only be "do pass", "do pass as amended", or that "the attached substitute bill be substituted therefor and that the substitute bill do pass." Minority reports, "do not pass" or "without recommendation", may be submitted with the majority report. Members of the committee not concurring in the majority report may prepare a written minority report containing a different recommendation, which shall be signed by those members of the committee subscribing thereto. All committee reports shall be spread upon the journal. The journal of the house shall contain an exact copy of all committee reports, together with the names of the

members signing such reports: PROVIDED, That a majority of the members elected to the house may require a committee to report a bill back to the house at any time.

All bills including a direct appropriation must be referred to the Appropriations Committee before appearing on the second reading calendar.

No standing committee shall vote on any issue by secret written ballot.

((A record of the votes of members of the Committee on Rules and Administration on any issue shall be kept and retained by the chief clerk until the end of the session. It shall be available for inspection by any interested person and inserted in the daily journal as a permanent record: PROVIDED, That this provision shall be effective only if adopted as a Joint Rule of the Senate and House of Representatives. If no such Joint Rule be adopted, a record of the votes of the Committee on Rules and Administration on any issue shall be ordered when demanded by one-third of the members present and shall be retained by the chief clerk until the end of the session. It shall be available for inspection by any interested person.))

During its consideration of or vote on any bill, resolution or memorial, the deliberations of any Standing Committee of the House of Representatives shall be open to the public."

Representatives Copeland, Grant, Bledsoe, O'Brien and McDermott spoke in favor of adoption of the amendment.

Mr. Morrison demanded an electric roll call, and the demand was sustained.

#### ROLL CALL

The Clerk called the roll on the adoption of the amendment by Representatives Copeland, McDermott, Barden, Charnley, Smythe and Chatalas to House Rule No. 81, and the amendment was adopted by the following vote: Yeas, 91; nays, 5; not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Blair, Bledsoe, Bluechel, Bozarth, Bradley, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Savage, Sawyer, Schumaker,

Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Berentson, Gladder, Hubbard, Hurley, Kuehne.

Not voting: Representatives Bottiger, Brouillet, Ross.

Having served notice on the previous working day that he would offer a proposed amendment to House Rules No. 84, 85, 86 and 87, Mr. Sawyer moved adoption of the following amendment by Representatives Sawyer, Grant, Perry and Chatalas:

Strike House Rules 84, 85, 86 and 87, and renumber the remaining rules consecutively.

Mr. Sawyer spoke in favor of adoption of the amendment.

Mr. Wolf demanded an oral roll call, and the demand was sustained.

Mr. King spoke in favor of adoption of the amendment.

#### ROLL CALL

The Clerk called the roll on the adoption of the amendment by Representatives Sawyer, Grant, Perry and Chatalas to House Rules 84, 85, 86 and 87, and the amendment was adopted by the following vote: Yeas, 96; nays, 1; not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Garrett, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representative Kuehne.

Not voting: Representatives Bottiger, Ross.

#### REPORTS OF STANDING COMMITTEES

January 11, 1972

HOUSE BILL NO. 8, Prime sponsor: Representative Smythe, repealing certain resident employee restrictions on public works, reported by Committee on Local Government.

MAJORITY recommendation: The substitute bill be

substituted therefor and that the substitute bill do pass. Signed by Representatives Smythe, Chairman, Barden, Vice Chairman, Adams, Amen, Bauer, Bozarth, Brown, Gilleland, Haussler, Jones, Kopet, Kuehnle, Litchman, Martinis, Maxie, Mentor, Merrill, North, Smith.

Pass to Committee on Rules and Administration for second reading.

SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:  
HOUSE BILL NO. 12.

MOTION

On motion of Mr. Morrison, the House adjourned until 11:00 a.m., Thursday, January 13, 1972.

THOMAS A. SWAYZE, JR., Speaker.  
MALCOLM McBEATH, Chief Clerk.

## FOURTH DAY

## MORNING SESSION

House Chamber, Olympia, Wash., Thursday, January 13, 1972.

The House was called to order at 11:00 a.m. by the Speaker. The Clerk called the roll and all members were present except Representative Bottiger.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by the Reverend Ron Ensign of the First Free Methodist Church of Olympia.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

## INTRODUCTION OF VISITORS

The Speaker recognized within the bar of the House delegates from the Legislative Assembly of the Province of British Columbia and requested that Representatives Farr, Hansey and Van Dyk along with the Sergeant at Arms conduct them to a place on the rostrum. The Speaker introduced the following members of the Legislative Assembly: Dave Barrett, Leo Nimsick, Dennis Cocke, William Hartley, Mrs. Ilene Dailey, Ernest Hall, James Lorimer and Gordon Dowding.

The Speaker: "The visiting delegates are here to take a look at our legislative and executive process and discuss a number of matters of mutual concern between the State of Washington and the Province of British Columbia and also to testify and participate in a Legislative Council hearing this afternoon on this particular subject. I would like to ask the Honorable Dave Barrett, Leader of the Opposition in the Legislative Assembly of British Columbia to say a few words."

The Honorable Dave Barrett: "Thank you, Mr. Speaker. Fellow members and guests of your legislature: It is indeed an honor for us to be able to spend these two and one-half days with you. As you know, the Peace Arch at the border in Blaine states that we are children of a common mother, and it is obvious that we share a common heritage in our method of legislative process. I want to take this opportunity of thanking you very sincerely for the very warm welcome you have given our group. I want to thank the majority group for its hospitality and the minority group for its interest in our visit. We look forward to spending some more fruitful hours with you. I would also like to take this opportunity of inviting your representative body to pay a visit to us before we

terminate our session sometime late in March. We hope we can match your hospitality. Thank you very much."

The Speaker: "Thank you, Mr. Barrett. We likewise have been fascinated with having you here and learning about your views, ideas and concerns, many of which are similar to ours. I hope we can arrange a mutual visit up your way."

The Speaker requested that the Sergeant at Arms and Representatives Farr, Hansey and Van Dyk escort the visiting delegates from the rostrum.

## MESSAGES FROM THE SENATE

January 12, 1972

Mr. Speaker: The President has signed:  
SENATE CONCURRENT RESOLUTION NO. 2,  
and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

## SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:  
HOUSE CONCURRENT RESOLUTION NO. 3  
SENATE CONCURRENT RESOLUTION NO. 2

## MOTION

On motion of Mr. Morrison, the House deferred consideration of the Governor's veto messages listed on today's agenda, and they were ordered placed on the agenda for Monday.

## INTRODUCTION AND FIRST READING

HOUSE BILL NO. 107, by Representatives Julin, Hubbard Eikenberry, Barden, Charnley, Gilleland, Jones, Kiskaddon, Litchman, Mentor and Rabel:

AN ACT Relating to rights of married women; amending section 5, page 131, Laws of 1854 as last amended by section 6, Code of 1881 and RCW 4.08.030; and amending section 2409, Code of 1881 and RCW 26.16.030.

To Committee on Judiciary.

HOUSE BILL NO. 108, by Representatives Julin, Bottiger and Eikenberry:

AN ACT Relating to the investment of trust funds; amending section .18.03, chapter 79, Laws of 1947 and RCW 48.18.030; and adding new sections to chapter 33, Laws of 1955 and to chapter 30.24 RCW.

To Committee on Judiciary.

HOUSE BILL NO. 109, by Representatives Julin, Bottiger and

Eikenberry:

AN ACT Relating to interests passing by will, trust instrument, intestate succession or under powers of appointment; and adding new sections to chapter 145, Laws of 1965 and to Title 11 RCW as a new chapter.

To Committee on Judiciary.

HOUSE BILL NO. 110, by Representatives Kuehnle, Haussler, Hatfield and Pardini:

AN ACT Relating to irrigation districts; amending section 2, chapter 125, Laws of 1971 ex. sess. and RCW 87.03.820; and declaring an emergency.

To Committee on Local Government.

HOUSE BILL NO. 111, by Representatives Benitz, Johnson, Kilbury and Bledsoe:

AN ACT Relating to mosquito control districts; and amending section 36.88.090, chapter 4, Laws of 1963 and RCW 36.88.090.

To Committee on Local Government.

HOUSE BILL NO. 112, by Representatives Goldsworthy and Kopet (by Executive request):

AN ACT Adopting a supplemental budget; making supplemental appropriations for the fiscal biennium beginning July 1, 1971, and ending June 30, 1973; making other appropriations; and declaring an emergency.

To Committee on Appropriations.

HOUSE BILL NO. 113, by Representatives Julin, Hubbard, Wojahn, Curtis, Sawyer, Rabel, Eikenberry, Kiskaddon, Spanton, Bottiger, Smythe, Marsh, Polk, Knowles, Gladder, Brown, Ross, Litchman, Charette, Kopet, North, Jueling, Wolf, Bluechel, Wanamaker, Rosellini, Jones, Kraabel and Maxie (by Judicial Council request):

AN ACT Relating to affairs of decedents, and constituting part of the Uniform Probate Code; consolidating and revising aspects of the law relating to wills and intestacy and the administration and distribution of estates of decedents, ordering the powers and procedures of the court concerned with the affairs of decedents; providing for the validity and effect of certain nontestamentary transfers, contracts and deposits which relate to death and appear to have testamentary effect; making uniform the law with respect to decedents; amending section 11.80.055.

chapter 145, Laws of 1965 and RCW 11.80.055; amending section 2409, Code of 1881 and RCW 26.16.030; amending section 30.20.010, chapter 33, Laws of 1955 and RCW 30.20.010; amending section 30.20.015, chapter 33, Laws of 1955 as last amended by section 5, chapter 133, Laws of 1967 and RCW 30.20.015; amending section 30.20.020, chapter 33, Laws of 1955 as amended by section 2, chapter 280, Laws of 1961 and RCW 30.20.020; amending section 32.12.010, chapter 13, Laws of 1955 as last amended by section 1, chapter 145, Laws of 1967 and RCW 32.12.010; amending section 32.12.020, chapter 13, Laws of 1955 as last amended by section 2, chapter 55, Laws of 1969 and RCW 32.12.020; amending section 32.12.030, chapter 13, Laws of 1955 as last amended by section 4, chapter 176, Laws of 1963 and RCW 32.12.030; amending section 46, chapter 235, Laws of 1945 as amended by section 6, chapter 246, Laws of 1963 and RCW 33.20.080; amending section 2, chapter 139, Laws of 1939 as amended by section 1, chapter 210, Laws of 1967 and RCW 49.48.120; amending section 10, chapter 173, Laws of 1933 as amended by section 9, chapter 131, Laws of 1943 and RCW 31.12.140; creating new sections; repealing section 11.16.050, chapter 145, Laws of 1965, section 4, chapter 168, Laws of 1967 and RCW 11.16.050; repealing section 11.16.060, chapter 145, Laws of 1965 and RCW 11.16.060; repealing section 11.16.070, chapter 145, Laws of 1965 and RCW 11.16.070; repealing section 11.16.082, chapter 145, Laws of 1965 and RCW 11.16.082; repealing section 11.16.083, chapter 145, Laws of 1965 and RCW 11.16.083; repealing section 11.20.010, chapter 145, Laws of 1965 and RCW 11.20.010; repealing section 11.20.020, chapter 145, Laws of 1965, section 1, chapter 126, Laws of 1969 ex. sess. and RCW 11.20.020; repealing section 11.20.030, chapter 145, Laws of 1965 and RCW 11.20.030; repealing section 11.20.040, chapter 145, Laws of 1965, section 5, chapter 168, Laws of 1967 and RCW 11.20.040; repealing section 11.20.050, chapter 145, Laws of 1965, section 17, chapter 168, Laws of 1967 and RCW 11.20.050; repealing section 11.20.060, chapter 145, Laws of 1965 and RCW 11.20.060; repealing section 11.20.070, chapter 145, Laws of 1965 and RCW 11.20.070; repealing section 11.20.080, chapter 145, Laws of 1965 and RCW 11.20.080; repealing section 11.20.090, chapter 145, Laws of 1965 and RCW 11.20.090; repealing section 11.20.100, chapter 145, Laws of 1965 and RCW 11.20.100; repealing section 11.24.010, chapter 145, Laws of 1965, section 6, chapter 168, Laws of 1967, section 1, chapter 7, Laws of 1971 and RCW 11.24.010; repealing section 11.24.020, chapter 145, Laws of 1965 and RCW 11.24.020; repealing section 11.24.030, chapter 145, Laws of 1965 and RCW 11.24.030; repealing section 11.24.040, chapter 145, Laws of 1965 and RCW 11.24.040; repealing section 11.24.050, chapter 145, Laws of 1965 and RCW 11.24.050; repealing section 11.28.010, chapter 145, Laws of 1965 and RCW 11.28.010; repealing section

11.28.020, chapter 145, Laws of 1965 and RCW 11.28.020; repealing section 11.28.030, chapter 145, Laws of 1965 and RCW 11.28.030; repealing section 11.28.040, chapter 145, Laws of 1965 and RCW 11.28.040; repealing section 11.28.050, chapter 145, Laws of 1965 and RCW 11.28.050; repealing section 11.28.060, chapter 145, Laws of 1965 and RCW 11.28.060; repealing section 11.28.070, chapter 145, Laws of 1965 and RCW 11.28.070; repealing section 11.28.090, chapter 145, Laws of 1965 and RCW 11.28.090; repealing section 11.28.100, chapter 145, Laws of 1965 and RCW 11.28.100; repealing section 11.28.110, chapter 145, Laws of 1965 and RCW 11.28.110; repealing section 11.28.120, chapter 145, Laws of 1965 and RCW 11.28.120; repealing section 11.28.130, chapter 145, Laws of 1965 and RCW 11.28.130; repealing section 11.28.140, chapter 145, Laws of 1965 and RCW 11.28.140; repealing section 11.28.150, chapter 145, Laws of 1965 and RCW 11.28.150; repealing section 11.28.160, chapter 145, Laws of 1965 and RCW 11.28.160; repealing section 11.28.170, chapter 145, Laws of 1965 and RCW 11.28.170; repealing section 11.28.180, chapter 145, Laws of 1965 and RCW 11.28.180; repealing section 11.28.190, chapter 145, Laws of 1965 and RCW 11.28.190; repealing section 11.28.200, chapter 145, Laws of 1965 and RCW 11.28.200; repealing section 11.28.210, chapter 145, Laws of 1965 and RCW 11.28.210; repealing section 11.28.220, chapter 145, Laws of 1965 and RCW 11.28.220; repealing section 11.28.230, chapter 145, Laws of 1965 and RCW 11.28.230; repealing section 11.28.235, chapter 145, Laws of 1965 and RCW 11.28.235; repealing section 11.28.237, chapter 145, Laws of 1965, section 2, chapter 70, Laws of 1969 and RCW 11.28.237; repealing section 11.28.240, chapter 145, Laws of 1965 and RCW 11.28.240; repealing section 11.28.250, chapter 145, Laws of 1965 and RCW 11.28.250; repealing section 11.28.260, chapter 145, Laws of 1965 and RCW 11.28.260; repealing section 11.28.270, chapter 145, Laws of 1965 and RCW 11.28.270; repealing section 11.28.280, chapter 145, Laws of 1965 and RCW 11.28.280; repealing section 11.28.290, chapter 145, Laws of 1965 and RCW 11.28.290; repealing section 11.28.300, chapter 145, Laws of 1965 and RCW 11.28.300; repealing section 11.32.010, chapter 145, Laws of 1965 and RCW 11.32.010; repealing section 11.32.020, chapter 145, Laws of 1965 and RCW 11.32.020; repealing section 11.32.030, chapter 145, Laws of 1965 and RCW 11.32.030; repealing section 11.32.040, chapter 145, Laws of 1965 and RCW 11.32.040; repealing section 11.32.050, chapter 145, Laws of 1965 and RCW 11.32.050; repealing section 11.32.060, chapter 145, Laws of 1965 and RCW 11.32.060; repealing section 11.36.010, chapter 145, Laws of 1965 and RCW 11.36.010; repealing section 11.40.010, chapter 145, Laws of 1965, section 7, chapter 168, Laws of 1967 and RCW 11.40.010; repealing section 3, chapter 106, Laws of 1967 ex. sess. and RCW 11.40.011; repealing section

11.40.020, chapter 145, Laws of 1965 and RCW 11.40.020; repealing section 11.40.030, chapter 145, Laws of 1965 and RCW 11.40.030; repealing section 11.40.040, chapter 145, Laws of 1965 and RCW 11.40.040; repealing section 11.40.050, chapter 145, Laws of 1965 and RCW 11.40.050; repealing section 11.40.060, chapter 145, Laws of 1965 and RCW 11.40.060; repealing section 11.40.070, chapter 145, Laws of 1965 and RCW 11.40.070; repealing section 11.40.080, chapter 145, Laws of 1965 and RCW 11.40.080; repealing section 11.40.090, chapter 145, Laws of 1965 and RCW 11.40.090; repealing section 11.40.100, chapter 145, Laws of 1965 and RCW 11.40.100; repealing section 11.40.110, chapter 145, Laws of 1965 and RCW 11.40.110; repealing section 11.40.120, chapter 145, Laws of 1965 and RCW 11.40.120; repealing section 11.40.130, chapter 145, Laws of 1965 and RCW 11.40.130; repealing section 11.40.140, chapter 145, Laws of 1965 and RCW 11.40.140; repealing section 11.40.150, chapter 145, Laws of 1965 and RCW 11.40.150; repealing section 11.44.015, chapter 145, Laws of 1965, section 9, chapter 168, Laws of 1967 and RCW 11.44.015; repealing section 11.44.025, chapter 145, Laws of 1965 and RCW 11.44.025; repealing section 11.44.035, chapter 145, Laws of 1965 and RCW 11.44.035; repealing section 11.44.050, chapter 145, Laws of 1965 and RCW 11.44.050; repealing section 11.44.055, chapter 145, Laws of 1965 and RCW 11.44.055; repealing section 11.44.060, chapter 145, Laws of 1965 and RCW 11.44.061; repealing section 11.44.065, chapter 145, Laws of 1965 and RCW 11.44.065; repealing section 11.44.070, chapter 145, Laws of 1965, section 10, chapter 168, Laws of 1967 and RCW 11.44.070; repealing section 11.44.080, chapter 145, Laws of 1965, section 11, chapter 168, Laws of 1967 and RCW 11.44.080; repealing section 11.44.085, chapter 145, Laws of 1965 and RCW 11.44.085; repealing section 11.44.090, chapter 145, Laws of 1965 and RCW 11.44.090; repealing section 11.48.010, chapter 145, Laws of 1965 and RCW 11.48.010; repealing section 11.48.020, chapter 145, Laws of 1965 and RCW 11.48.020; repealing section 11.48.025, chapter 145, Laws of 1965 and RCW 11.48.025; repealing section 11.48.030, chapter 145, Laws of 1965 and RCW 11.48.030; repealing section 11.48.040, chapter 145, Laws of 1965 and RCW 11.48.040; repealing section 11.48.050, chapter 145, Laws of 1965 and RCW 11.48.050; repealing section 11.48.060, chapter 145, Laws of 1965 and RCW 11.48.060; repealing section 11.48.070, chapter 145, Laws of 1965 and RCW 11.48.070; repealing section 11.48.080, chapter 145, Laws of 1965 and RCW 11.48.080; repealing section 11.48.090, chapter 145, Laws of 1965 and RCW 11.48.090; repealing section 11.48.120, chapter 145, Laws of 1965 and RCW 11.48.120; repealing section 11.48.130, chapter 145, Laws of 1965 and RCW 11.48.130; repealing section 11.48.140, chapter 145, Laws of 1965 and RCW 11.48.140; repealing section 11.48.150, chapter 145, Laws of

1965 and RCW 11.48.150; repealing section 11.48.160, chapter 145, Laws of 1965 and RCW 11.48.160; repealing section 11.48.180, chapter 145, Laws of 1965 and RCW 11.48.180; repealing section 11.48.190, chapter 145, Laws of 1965 and RCW 11.48.190; repealing section 11.48.200, chapter 145, Laws of 1965 and RCW 11.48.200; repealing section 11.48.210, chapter 145, Laws of 1965 and RCW 11.48.210; repealing section 11.56.005, chapter 145, Laws of 1965, and RCW 11.56.005; repealing section 11.56.010, chapter 145, Laws of 1965 and RCW 11.56.010; repealing section 11.56.015, chapter 145, Laws of 1965 and RCW 11.56.015; repealing section 11.56.020, chapter 145, Laws of 1965 and RCW 11.56.020; repealing section 11.56.030, chapter 145, Laws of 1965 and RCW 11.56.030; repealing section 11.56.040, chapter 145, Laws of 1965 and RCW 11.56.040; repealing section 11.56.045, chapter 145, Laws of 1965 and RCW 11.56.045; repealing section 11.56.050, chapter 145, Laws of 1965 and RCW 11.56.050; repealing section 11.56.060, chapter 145, Laws of 1965 and RCW 11.56.060; repealing section 11.56.070, chapter 145, Laws of 1965 and RCW 11.56.070; repealing section 11.56.080, chapter 145, Laws of 1965 and RCW 11.56.080; repealing section 11.56.090, chapter 145, Laws of 1965 and RCW 11.56.090; repealing section 11.56.100, chapter 145, Laws of 1965 and RCW 11.56.100; repealing section 11.56.110, chapter 145, Laws of 1965, section 18, chapter 168, Laws of 1967, section 2, chapter 106, Laws of 1967 ex. sess. and RCW 11.56.110; repealing section 11.56.115, chapter 145, Laws of 1965 and RCW 11.56.115; repealing section 11.56.120, chapter 145, Laws of 1965 and RCW 11.56.120; repealing section 11.56.140, chapter 145, Laws of 1965 and RCW 11.56.140; repealing section 11.56.150, chapter 145, Laws of 1965 and RCW 11.56.150; repealing section 11.56.160, chapter 145, Laws of 1965 and RCW 11.56.160; repealing section 11.56.170, chapter 145, Laws of 1965 and RCW 11.56.170; repealing section 11.56.180, chapter 145, Laws of 1965 and RCW 11.56.180; repealing section 11.56.210, chapter 145, Laws of 1965 and RCW 11.56.210; repealing section 11.56.220, chapter 145, Laws of 1965 and RCW 11.56.220; repealing section 11.56.230, chapter 145, Laws of 1965 and RCW 11.56.230; repealing section 11.56.240, chapter 145, Laws of 1965 and RCW 11.56.240; repealing section 11.56.250, chapter 145, Laws of 1965 and RCW 11.56.250; repealing section 11.56.265, chapter 145, Laws of 1965 and RCW 11.56.265; repealing section 11.56.280, chapter 145, Laws of 1965 and RCW 11.56.280; repealing section 11.60.010, chapter 145, Laws of 1965 and RCW 11.60.010; repealing section 11.60.020, chapter 145, Laws of 1965 and RCW 11.60.020; repealing section 11.60.030, chapter 145, Laws of 1965 and RCW 11.60.030; repealing section 11.60.040, chapter 145, Laws of 1965 and RCW 11.60.040; repealing section 11.60.060, chapter 145, Laws of 1965 and RCW 11.60.060; repealing section 11.68.010, chapter 145,

Laws of 1965, section 1, chapter 19, Laws of 1969 and RCW 11.68.010; repealing section 11.68.020, chapter 145, Laws of 1965 and RCW 11.68.020; repealing section 11.68.030, chapter 145, Laws of 1965 and RCW 11.68.030; repealing section 11.68.040, chapter 145, Laws of 1965 and RCW 11.68.040; repealing section 11.72.002, chapter 145, Laws of 1965 and RCW 11.72.002; repealing section 11.72.006, chapter 145, Laws of 1965 and RCW 11.72.006; repealing section 11.76.010, chapter 145, Laws of 1965 and RCW 11.76.010; repealing section 11.76.020, chapter 145, Laws of 1965 and RCW 11.76.020; repealing section 11.76.030, chapter 145, Laws of 1965 and RCW 11.76.030; repealing section 11.76.040, chapter 145, Laws of 1965, section 3, chapter 70, Laws of 1969 and RCW 11.76.040; repealing section 11.76.050, chapter 145, Laws of 1965 and RCW 11.76.050; repealing section 11.76.060, chapter 145, Laws of 1965 and RCW 11.76.060; repealing section 11.76.070, chapter 145, Laws of 1965 and RCW 11.76.070; repealing section 11.76.080, chapter 145, Laws of 1965, section 4, chapter 70, Laws of 1969, section 1, chapter 28, Laws of 1971 and RCW 11.76.080; repealing section 11.76.090, chapter 145, Laws of 1965, section 2, chapter 28, Laws of 1971 and RCW 11.76.090; repealing section 11.76.095, chapter 145, Laws of 1965, section 3, chapter 28, Laws of 1971 and RCW 11.76.095; repealing section 11.76.100, chapter 145, Laws of 1965 and RCW 11.76.100; repealing section 11.76.110, chapter 145, Laws of 1965 and RCW 11.76.110; repealing section 11.76.120, chapter 145, Laws of 1965 and RCW 11.76.120; repealing section 11.76.130, chapter 145, Laws of 1965 and RCW 11.76.130; repealing section 11.76.140, chapter 145, Laws of 1965 and RCW 11.76.140; repealing section 11.76.150, chapter 145, Laws of 1965 and RCW 11.76.150; repealing section 11.76.160, chapter 145, Laws of 1965 and RCW 11.76.160; repealing section 11.76.170, chapter 145, Laws of 1965 and RCW 11.76.170; repealing section 11.76.180, chapter 145, Laws of 1965 and RCW 11.76.180; repealing section 11.76.190, chapter 145, Laws of 1965 and RCW 11.76.190; repealing section 11.76.200, chapter 145, Laws of 1965 and RCW 11.76.200; repealing section 11.76.210, chapter 145, Laws of 1965 and RCW 11.76.210; repealing section 11.76.220, chapter 145, Laws of 1965 and RCW 11.76.220; repealing section 11.76.230, chapter 145, Laws of 1965 and RCW 11.76.230; repealing section 11.76.240, chapter 145, Laws of 1965 and RCW 11.76.240; repealing section 11.76.243, chapter 145, Laws of 1965 and RCW 11.76.243; repealing section 11.76.245, chapter 145, Laws of 1965 and RCW 11.76.245; repealing section 11.76.247, chapter 145, Laws of 1965 and RCW 11.76.247; repealing section 11.76.250, chapter 145, Laws of 1965 and RCW 11.76.250; repealing section 11.84.010, chapter 145, Laws of 1965 and RCW 11.84.010; repealing section 11.84.020, chapter 145, Laws of 1965 and RCW 11.84.020; repealing section 11.84.030, chapter 145,

Laws of 1965 and RCW 11.84.030; repealing section 11.84.040, chapter 145, Laws of 1965 and RCW 11.84.040; repealing section 11.84.050, chapter 145, Laws of 1965 and RCW 11.84.050; repealing section 11.84.060, chapter 145, Laws of 1965 and RCW 11.84.060; repealing section 11.84.070, chapter 145, Laws of 1965 and RCW 11.84.070; repealing section 11.84.080, chapter 145, Laws of 1965 and RCW 11.84.080; repealing section 11.84.090, chapter 145, Laws of 1965 and RCW 11.84.090; repealing section 11.84.100, chapter 145, Laws of 1965 and RCW 11.84.100; repealing section 11.84.110, chapter 145, Laws of 1965 and RCW 11.84.110; repealing section 11.84.120, chapter 145, Laws of 1965 and RCW 11.84.120; repealing section 11.84.130, chapter 145, Laws of 1965 and RCW 11.84.130; repealing section 11.84.900, chapter 145, Laws of 1965 and RCW 11.84.900; and declaring an effective date.

To Committee on Judiciary.

HOUSE BILL NO. 114, by Representatives Morrison and Brown:

AN ACT Relating to the redistricting and reapportionment of the state into congressional districts.

To Committee on Elections and Apportionment.

HOUSE BILL NO. 115, by Representatives Brown and Morrison:

AN ACT Relating to the legislature; and providing for the redistricting and reapportionment thereof.

To Committee on Elections and Apportionment.

HOUSE BILL NO. 116, by Representatives Morrison and Brown:

AN ACT Relating to the legislature; and providing for the redistricting and reapportionment thereof.

To Committee on Elections and Apportionment.

HOUSE BILL NO. 117, by Representatives North and Brown:

AN ACT Relating to the redistricting and reapportionment of the state into congressional districts.

To Committee on Elections and Apportionment.

HOUSE BILL NO. 118, by Representatives Brown and Morrison:

AN ACT Relating to the legislature; and providing for the redistricting and reapportionment thereof.

To Committee on Elections and Apportionment.

HOUSE BILL NO. 119, by Representatives Morrison and Brown:

AN ACT Relating to the legislature; and providing for the redistricting and reapportionment thereof.

To Committee on Elections and Apportionment.

HOUSE BILL NO. 120, by Representatives Morrison and Brown:

AN ACT Relating to the redistricting and reapportionment of the state into congressional districts.

To Committee on Elections and Apportionment.

HOUSE BILL NO. 121, by Representatives Brown and Morrison:

AN ACT Relating to the redistricting and reapportionment of the state into congressional districts.

To Committee on Elections and Apportionment.

HOUSE BILL NO. 122, by Representatives Hoggins, McCormick and Wanamaker:

AN ACT Relating to fees of clerks of the superior courts; providing for allocating portions thereof for judicial salaries; amending section 36.18.020, chapter 4, Laws of 1963, as last amended by section 1, chapter 32, Laws of 1970 ex. sess. and RCW 36.18.020; and adding a new section to chapter 4, Laws of 1963 and to chapter 36.18 RCW.

To Committee on Judiciary.

HOUSE BILL NO. 123, by Representatives Brown and Morrison:

AN ACT Relating to the redistricting and reapportionment of the state into congressional districts.

To Committee on Elections and Apportionment.

HOUSE BILL NO. 124, by Representatives Shera, Bagnariol and Barden:

AN ACT Relating to savings and loan associations; amending section 95, chapter 235, Laws of 1945 and RCW 33.04.020; amending section 25, chapter 235, Laws of 1945 and RCW 33.16.110; amending section 27, chapter 235, Laws of 1945 and RCW 33.16.120; amending section 69, chapter 235, Laws of 1945 as last amended by section 4, chapter 280, Laws of 1959 and RCW 33.24.120; amending section 7, chapter 49, Laws of 1967 and RCW 33.24.230; amending section 13, chapter 107, Laws of 1969 and RCW 33.24.270; amending section 14, chapter 107, Laws of 1969 and

RCW 33.24.280; amending section 77, chapter 235, Laws of 1945 as last amended by section 6, chapter 107, Laws of 1969 and RCW 33.28.020; amending section 106, chapter 235, Laws of 1945 and RCW 33.40.050; adding new sections to chapter 33.04 RCW; adding a new section to chapter 235, Laws of 1945 and to chapter 33.12 RCW; adding new sections to chapter 235, Laws of 1945 and to chapter 33.24 RCW; adding a new section to chapter 33.36 RCW; adding new sections to chapter 33.48 RCW; prescribing penalties; and declaring an emergency.

To Committee on Financial Institutions and Insurance.

HOUSE BILL NO. 125, by Representatives Douthwaite, Charnley, North, Lysen, Smythe, Conway, Kiskaddon, Litchman, Marsh, Maxie, Mentor and Williams:

AN ACT Relating to public highways; amending section 46.68.070, chapter 12, Laws of 1961 and RCW 46.68.070; amending section 46.68.130, chapter 12, Laws of 1961 as last amended by section 1, chapter 83, Laws of 1963 and RCW 46.68.130; and adding new sections to chapter 130, Laws of 1971 ex. sess. and to chapter 47.30 RCW.

To Committee on Transportation.

HOUSE BILL NO. 126, by Representatives Wolf, Benitz, Conner, Conway, Hurley, Jones, Kirk, Marsh, O'Brien and Paris:

AN ACT Relating to vocational rehabilitation; and amending section 28A.10.080, chapter 223, Laws of 1969 ex. sess. as last amended by section 53, chapter 18, Laws of 1970 ex. sess. and RCW 28A.10.080.

To Committee on Social and Health Services.

HOUSE BILL NO. 127, by Representatives Conner, Martinis, Adams, Ceccarelli, Kilbury, Bagnariol, Anderson, Bauer, McCormick, Gallagher, Bradley, Merrill and Rosellini:

AN ACT Relating to revenue; establishing a state lottery; creating a new section; adding a new chapter to Title 67 RCW; making an effective date; and prescribing penalties.

To Committee on Business and Professions.

HOUSE BILL NO. 128, by Representatives Wolf, Pardini, Curtis, Polk, Hatfield, Barden, Brown, Ceccarelli, Eikenberry, Hoggins, Jones, Litchman, Mentor and Shera:

AN ACT Relating to revenue and taxation; providing for deferral of sales and use taxes for certain businesses; adding a new chapter to chapter 15, Laws of 1961 and to Title 82 RCW; and prescribing an effective date.

To Committee on Revenue and Taxation.

HOUSE BILL NO. 129, by Representative King:

AN ACT Relating to public use of government owned facilities; and adding a new section to Title 43 RCW.

To Committee on State Government.

HOUSE BILL NO. 130, by Representatives Charnley, Kilbury, King, Douthwaite, McCormick, Bozarth, Williams, Backstrom, Merrill, Bradley, McDermott, North, Blair, Paris, Hoggins, Jones and Van Dyk:

AN ACT Relating to local improvements; and amending section 35.49.010, chapter 7, Laws of 1965 as last amended by section 13, chapter 258, Laws of 1969 ex. sess. and RCW 35.49.010.

To Committee on Local Government.

HOUSE BILL NO. 131, by Representatives Charette, Blair, Brown, Charnley, Hoggins, Kraabel and Maxie:

AN ACT Relating to the legislature; and adding a new section to chapter 44.04 RCW.

To Committee on State Government.

HOUSE BILL NO. 132, by Representatives North and Brown:

AN ACT Relating to the legislature; and providing for the redistricting and reapportionment thereof.

To Committee on Elections and Apportionment.

HOUSE BILL NO. 133, by Representatives Julin, Eikenberry, North, Rabel and Litchman:

AN ACT Relating to municipal courts; amending section 35.20.100, chapter 7, Laws of 1965 as last amended by section 1, chapter 147, Laws of 1969 ex. sess. and RCW 35.20.100; amending section 35.20.200, chapter 7, Laws of 1965 and RCW 35.20.200; and declaring an emergency.

To Committee on Judiciary.

HOUSE BILL NO. 134, by Representatives Shinpoch, Kilbury, Maxie, Randall and Knowles:

AN ACT Relating to advertising; defining crimes; adding new sections to chapter 9.04 RCW; and prescribing penalties.

To Committee on Business and Professions.

HOUSE BILL NO. 135, by Representatives Charnley, Williams, Kilbury, North and Blair:

AN ACT Relating to zoning; and amending section 36.70.810, chapter 4, Laws of 1963 and RCW 36.70.810.

To Committee on Local Government.

HOUSE BILL NO. 136, by Representatives Williams, Flanagan, Newhouse, Haussler, Moon, Bottiger, Julin, Bledsoe, Bozarth, Charnley, Conway, Eikenberry and Schumaker (by Property Tax Committee request):

AN ACT Relating to revenue and taxation; requiring annual application to obtain a property tax exemption; amending section 82.32.330, chapter 15, Laws of 1961 as last amended by section 1, chapter 104, Laws of 1969 ex. sess. and RCW 82.32.330; adding new sections to chapter 84.36 RCW; creating a new section; and prescribing penalties.

To Committee on Revenue and Taxation.

HOUSE BILL NO. 137, by Representatives Bottiger, Flanagan, Williams, Newhouse, Moon, Haussler, Julin, McDermott, Amen, Bledsoe, Bozarth, Curtis, Eikenberry, Gallagher, Gilleland, Litchman, Randall, Schumaker and Shera (by Property Tax Committee request):

AN ACT Relating to revenue and taxation; and adding a new section to chapter 84.48 RCW.

To Committee on Revenue and Taxation.

HOUSE BILL NO. 138, by Representatives Flanagan, Bottiger, Wolf, Julin, Newhouse, Moon, Williams, Haussler, Amen, Bledsoe, Eikenberry, Gallagher, Hoggins, Jones, Schumaker and Zimmerman (by Property Tax Committee request):

AN ACT Relating to revenue and taxation; amending section 84.48.010, chapter 15, Laws of 1961 as amended by section 2, chapter 55, Laws of 1970 ex. sess. and RCW 84.48.010; amending section 3, chapter 55, Laws of 1970 ex. sess. and RCW 84.48.014; and adding a new section to chapter 84.48 RCW.

To Committee on Revenue and Taxation.

HOUSE BILL NO. 139, by Representatives Flanagan, Wolf, Bottiger, Julin, Moon, Williams, Newhouse, Haussler, Sawyer, Perry, McDermott, Amen, Bledsoe, Bozarth, Conway, Curtis, Eikenberry, Gallagher, Hoggins, Litchman, Schumaker, Wojahn and Zimmerman (by Property Tax Committee request):

AN ACT Relating to revenue and taxation; and amending section 10, chapter 146, Laws of 1967 ex. sess. as amended by section 16, chapter 288, Laws of 1971 ex. sess. and RCW 84.40.045.

To Committee on Revenue and Taxation.

HOUSE BILL NO. 140, by Representatives Bottiger, Wolf, Williams, Moon, Perry, Sawyer, Flanagan, Haussler, McDermott, Adams, Bauer, Bledsoe, Bozarth, Ceccarelli, Charnley, Eikenberry, Gallagher, Hoggins, McCormick, Schumaker, Wojahn and Zimmerman (by Property Tax Committee request):

AN ACT Relating to revenue and taxation; amending section 4, chapter 288, Laws of 1971 ex. sess. and RCW 84.36.370; and amending section 84.69.020, chapter 15, Laws of 1961 as last amended by section 14, chapter 288, Laws of 1971 ex. sess. and RCW 84.69.020.

To Committee on Revenue and Taxation.

HOUSE BILL NO. 141, by Representatives King, Kilbury and Luders:

AN ACT Relating to civil liability; and adding a new section to chapter 4.24 RCW.

To Committee on Judiciary.

HOUSE BILL NO. 142, by Representatives Newhouse, Williams, Moon, Perry, Bledsoe and North (by Legislative Council request):

AN ACT Relating to the board of regents of the University of Washington; and amending section 28B.20.394, chapter 223, Laws of 1969 ex. sess. and RCW 28B.20.394.

To Committee on Revenue and Taxation.

HOUSE BILL NO. 143, by Representatives Julin, Wojahn, Wolf, McDermott, Pardini, Barden, Moon, Chatalas, Hatfield, Jastad, Brown, Kiskaddon, Adams, Maxie, Conway, McCormick, Haussler, Charnley, Douthwaite, Litchman, Bagnariol, King, Kilbury, Bauer, O'Brien, Savage, Amen, Perry, Gallagher, Hurley, Kirk, Ceccarelli, Wanamaker, Blair, Martinis, Anderson,

Kraabel, Brouillet, Smith, Johnson, Jones, Merrill, Rabel, Rosellini and Williams (by State Women's Council request):

AN ACT Relating to the rights of married persons; amending section 5, page 131, Laws of 1854 as last amended by section 6, Code of 1881 and RCW 4.08.030; amending section 492, page 219, Laws of 1854 as last amended by section 7, Code of 1881 and RCW 4.08.040; amending section 2409, Code of 1881 and RCW 26.16.030; amending section 2410, Code of 1881 and RCW 26.16.040; amending section 2413, Code of 1881 and RCW 26.16.140; amending section 2402, Code of 1881 and RCW 26.16.190; amending section 2, chapter 32, Laws of 1909 and RCW 49.48.100; and repealing section 2404, Code of 1881 and RCW 26.16.130.

To Committee on Judiciary.

HOUSE BILL NO. 144, by Representatives Flanagan, Bottiger, Williams, Moon, Bledsoe, Conway, Eikenberry, Gilleland, Hoggins and Wojahn (by Property Tax Committee request):

AN ACT Relating to revenue and taxation; and amending section 11, chapter 288, Laws of 1971 ex. sess. and RCW 84.48.140.

To Committee on Revenue and Taxation.

HOUSE JOINT RESOLUTION NO. 66, by Representatives Charette, Blair, Brown, Charnley, Hoggins, Kraabel, Maxie and McCormick:

Amending the Constitution to allow the legislature to place a limit on length of service in the legislature.

To Committee on State Government.

HOUSE JOINT RESOLUTION NO. 67, by Representatives Moon, Haussler, Hoggins, Litchman and Williams:

Authorizing an income tax and placing responsibility for new taxes and tax increases with the people and their elected representatives.

To Committee on Revenue and Taxation.

#### MOTIONS

On motion of Mr. Morrison, the bills, memorials and resolutions printed on today's agenda under the fourth order of business were referred to the committees specified.

On motion of Mr. Morrison, HOUSE BILL NO. 10 was rereferred from the Committee on Transportation to the Committee on Revenue and Taxation.

On motion of Mr. Morrison, HOUSE BILL NO. 15 was rereferred from the Committee on Revenue and Taxation to the Committee on Business and Professions.

On motion of Mr. Bledsoe, the Chief Clerk was authorized to issue to the members the same allocation of postage stamps as during the first extraordinary session of the 42nd legislature.

#### ANNOUNCEMENT OF CHANGES IN STANDING COMMITTEE APPOINTMENTS

The Speaker announced the following changes in standing committee appointments:

Representative Rabel, Vice Chairman of Committee on Higher Education;

Representative Garrett to Committees on Transportation, Higher Education, and Social and Health Services;

Representative Richardson to Committees on Agriculture, Natural Resources and Ecology, and Judiciary;

Representative Morrison from Committee on Agriculture to Committee on Rules and Administration;

Representative Hoggins from Committee on Transportation to Committee on Appropriations;

Representative Charnley from Committee on Labor and Employment Security to Committee on Social and Health Services;

Representative McDermott from Committee on Social and Health Services to Committee on Labor and Employment Security.

#### MOTION

On motion of Mr. Bledsoe, the House adjourned until 11:00 a.m. Friday, January 14, 1972.

THOMAS A. SWAYZE, Jr., Speaker.  
MALCOLM McBEATH, Chief Clerk.

## FIFTH DAY

## MORNING SESSION

House Chamber, Olympia, Wash., Friday, January 14, 1972.

The House was called to order at 11:00 a.m. by the Speaker. The Clerk called the roll and all members were present except Representative Costanti who was excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by the Reverend Ron Ensign of the First Free Methodist Church of Olympia.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

## MESSAGES FROM THE SENATE

January 13, 1972

Mr. Speaker: The President has signed:

HOUSE BILL NO. 12

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

## INTRODUCTION AND FIRST READING

HOUSE BILL NO. 145, by Representatives Marsh and Kirk:

AN ACT Relating to the provision of interpreters; and adding new sections to chapter 70.84 RCW.

To Committee on Judiciary.

HOUSE BILL NO. 146, by Representatives Van Dyk and Costanti:

AN ACT Relating to water rights; adding new sections to chapter 90.03 RCW; creating new section; and declaring an emergency.

To Committee on Natural Resources and Ecology.

HOUSE BILL NO. 147, by Representatives Marsh and Julin:

AN ACT Relating to legal aid; adding a new section to chapter 2.50 RCW; repealing section 14, chapter 93, Laws of 1939 and RCW 2.50.140; and declaring an emergency.

To Committee on Judiciary.

HOUSE BILL NO. 148, by Representatives Kilbury, Benitz and Johnson:

AN ACT Relating to local government; and amending section 36.16.030, chapter 4, Laws of 1963 and RCW 36.16.030.

To Committee on Local Government.

HOUSE BILL NO. 149, by Representatives Kopet, McDermott and Eikenberry:

AN ACT Relating to liability of persons withdrawing blood; and adding a new section to chapter 46.61 RCW.

To Committee on Judiciary.

HOUSE BILL NO. 150, by Representatives Conner, Hubbard, Randall and Gilleland (by Department of Highways request):

AN ACT Relating to highways and the operation of vehicles thereon; amending section 15, chapter 155, Laws of 1965 ex. sess. as last amended by section 46, chapter 281, Laws of 1969 ex. sess. and RCW 46.61.100; amending section 20, chapter 155, Laws of 1965 ex. sess. and RCW 46.61.125; amending section 21, chapter 155, Laws of 1965 ex. sess. and RCW 46.61.130; and amending section 25, chapter 155, Laws of 1965 ex. sess. and RCW 46.61.150.

To Committee on Transportation.

HOUSE BILL NO. 151, by Representatives Conner and Kilbury:

AN ACT Relating to primary elections; and amending section 29.18.110, chapter 9, Laws of 1965 and RCW 29.18.110.

To Committee on Elections and Apportionment.

HOUSE BILL NO. 152, by Representatives Mentor and Wanamaker:

AN ACT Relating to school districts; creating a new section; and declaring an emergency.

To Committee on Education and Libraries.

HOUSE BILL NO. 153, by Representatives Shera, Bagnariol and Pardini (by Department of General Administration request):

AN ACT Relating to banks and trust companies; and adding

new sections to chapter 33, Laws of 1955 and to chapter 30.44 RCW.

To Committee on Financial Institutions and Insurance.

HOUSE BILL NO. 154, by Representatives Shera, Bagnariol and Pardini (by Department of General Administration request):

AN ACT Relating to small loan companies; amending section 3, chapter 208, Laws of 1941 as amended by section 2, chapter 212, Laws of 1959 and RCW 31.08.030; amending section 4, chapter 208, Laws of 1941 and RCW 31.08.050; amending section 6, chapter 208, Laws of 1941 and RCW 31.08.070; amending section 7, chapter 208, Laws of 1941 and RCW 31.08.080; amending section 8, chapter 208, Laws of 1941 and RCW 31.08.090; and amending section 23, chapter 208, Laws of 1941 as amended by section 81, chapter 81, Laws of 1971 and RCW 31.08.260.

To Committee on Financial Institutions and Insurance.

HOUSE BILL NO. 155, by Representatives Spanton, McCormick and Gilleland (by Department of Highways request):

AN ACT Relating to relocation assistance and real property acquisition policy; amending section 2, chapter 240, Laws of 1971 ex. sess. and RCW 8.26.020; and declaring an emergency.

To Committee on Transportation.

HOUSE BILL NO. 156, by Representatives Douthwaite, Lysen, Charnley and Rabel:

AN ACT Relating to highways; and amending section 47.52.025, chapter 13, Laws of 1961 and RCW 47.52.025.

To Committee on Transportation.

HOUSE BILL NO. 157, by Representatives Copeland, Cunningham and May:

AN ACT Relating to mining regulation; amending section 43.22.010, chapter 8, Laws of 1965 as last amended by section 2, chapter 66, Laws of 1971 and RCW 43.22.010; amending section 43.22.120, chapter 8, Laws of 1965 and RCW 43.22.120; amending section 43.22.190, chapter 8, Laws of 1965 and RCW 43.22.190; amending section 43.22.250, chapter 8, Laws of 1965 and RCW 43.22.250; amending section 4, chapter 130, Laws of 1919 and RCW 49.16.030;

amending section 5, chapter 130, Laws of 1919 and RCW 49.16.040; amending section 8, chapter 130, Laws of 1919 and RCW 49.16.050; amending section 20, chapter 130, Laws of 1919 and RCW 49.16.060; amending section 21, chapter 130, Laws of 1919 and RCW 49.16.070; amending section 23, chapter 130, Laws of 1919 and RCW 49.16.080; amending section 50, chapter 130, Laws of 1919 as amended by section 13, chapter 136, Laws of 1923 and RCW 49.16.120; amending section 67, chapter 130, Laws of 1919 and RCW 49.16.130; amending section 21, chapter 36, Laws of 1917 and RCW 78.40.130; amending section 23, chapter 36, Laws of 1917 and RCW 78.40.136; amending section 24, chapter 36, Laws of 1917 and RCW 78.40.139; amending section 69, chapter 36, Laws of 1917 as last amended by section 68, chapter 292, Laws of 1971 ex. sess. and RCW 78.40.293; amending section 135, chapter 36, Laws of 1917 and RCW 78.40.512; amending section 15, chapter 306, Laws of 1927 and RCW 78.40.789; repealing section 43.22.130, chapter 8, Laws of 1965 and RCW 43.22.130; repealing section 43.22.140, chapter 8, Laws of 1965 and RCW 43.22.140; repealing section 43.22.150, chapter 8, Laws of 1965 and RCW 43.22.150; repealing section 43.22.160, chapter 8, Laws of 1965 and RCW 43.22.160; repealing section 43.22.170, chapter 8, Laws of 1965 and RCW 43.22.170; repealing section 12, chapter 36, Laws of 1917, section 8, chapter 306, Laws of 1927, section 1, chapter 211, Laws of 1943 and RCW 78.40.100; repealing section 13, chapter 36, Laws of 1917 and RCW 78.40.103; repealing section 14, chapter 36, Laws of 1917 and RCW 78.40.106; repealing section 15, chapter 36, Laws of 1917, section 9, chapter 306, Laws of 1927 and RCW 78.40.109; repealing section 16, chapter 36, Laws of 1917, section 10, chapter 306, Laws of 1927 and RCW 78.40.112; repealing section 18, chapter 36, Laws of 1917 and RCW 78.40.115; repealing section 19, chapter 36, Laws of 1917 and RCW 78.40.118; and repealing section 20, chapter 36, Laws of 1917 and RCW 78.40.121.

To Committee on Labor and Employment Security.

HOUSE BILL NO. 158, by Representatives Bluechel, Randall, Zimmerman, Williams and Jones:

AN ACT Relating to the state land use planning commission; and amending section 2, chapter 287, Laws of 1971 ex. sess. and RCW 43.120.020.

To Committee on State Government.

HOUSE BILL NO. 159, by Representatives Jueling and Grant (by Legislative Council request):

AN ACT Relating to the use, storage, and purchase of explosives; providing for fees for user's and

purchaser's licenses; amending section 1, chapter 111, Laws of 1931 as last amended by section 1, chapter 72, Laws of 1970 ex. sess. and RCW 70.74.010; amending section 2, chapter 111, Laws of 1931 as last amended by section 4, chapter 137, Laws of 1969 ex. sess. and RCW 70.74.020; amending section 5, chapter 111, Laws of 1931 as amended by section 10, chapter 137, Laws of 1969 ex. sess. and RCW 70.74.030; amending section 5, chapter 111, Laws of 1931 and RCW 70.74.050; and adding new sections to chapter 111, Laws of 1931 and to chapter 70.74 RCW.

To Committee on Labor and Employment Security.

HOUSE BILL NO. 160, by Representatives Conner, Paris, Grant, Wanamaker, Berentson, Martinis, Hubbard, Flanagan, Kilbury, Thompson, Randall, Johnson, Newhouse, Morrison, Charette and Litchman:

AN ACT Relating to unemployment compensation; amending section 104, chapter 35, Laws of 1945 as last amended by section 14, chapter 3, Laws of 1971 and RCW 50.24.160; and amending section 20, chapter 3, Laws of 1971 and RCW 50.44.030.

To Committee on Labor and Employment Security.

HOUSE BILL NO. 161, by Representatives Shinpoch, Kilbury, Gladder, Grant, Ross, Charnley, Maxie, Randall, Ceccarelli and Merrill:

AN ACT Relating to motor vehicles; and adding new sections to Title 46 RCW.

To Committee on Transportation.

HOUSE BILL NO. 162, by Representatives Shinpoch, Kilbury, Maxie, Knowles and Merrill:

AN ACT Relating to motor vehicle repairs; adding a new chapter to Title 46 RCW; and prescribing penalties.

To Committee on Business and Professions.

HOUSE BILL NO. 163, by Representatives Gallagher, Conner, Berentson and Gilleland:

AN ACT Relating to motor vehicle gross weights; and amending section 46.44.040, chapter 12, Laws of 1961 as amended by section 1, chapter 244, Laws of 1971 ex. sess. and RCW 46.44.040.

To Committee on Transportation.

HOUSE BILL NO. 164, by Representatives Berentson, Bozarth, Conner, Hansey, Amen, Wanamaker, Bauer and Gilleland:

AN ACT Relating to air transportation; adopting an interstate compact relating to short haul air transportation among certain western states; and adding a new chapter to Title 81 RCW.

To Committee on Transportation.

HOUSE BILL NO. 165, by Representatives Grant, Johnson, Bagnariol, Adams, Merrill and Wojahn:

AN ACT Relating to education; amending section 3, chapter ... (HB...), Laws of 1972 1st ex. sess. and RCW 28A.58.100; and declaring an effective date.

To Committee on Education and Libraries.

HOUSE BILL NO. 166, by Representative Brown (by Secretary of State request):

AN ACT Relating to political parties; adding new sections to chapter 9, Laws of 1965 and to chapter 29.42 RCW; and providing penalties.

To Committee on Elections and Apportionment.

HOUSE BILL NO. 167, by Representatives McDermott and Perry:

AN ACT Relating to economic development; and creating a new chapter in Title 43 RCW.

To Committee on State Government.

HOUSE BILL NO. 168, by Representatives Maxie, Ross and Wojahn:

AN ACT Relating to education and certain school holidays; amending section 13, chapter 283, Laws of 1969 ex. sess. and RCW 28A.02.061; and adding a new section to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.02 RCW.

To Committee on Education and Libraries.

HOUSE BILL NO. 169, by Representatives Grant, Chatalas, Rosellini, King, Ross, Charnley, Knowles, Merrill and Randall:

AN ACT Relating to alcoholic beverage control; amending sections 1, 3 and 4, chapter 126, Laws of 1895 as last amended by section 37, chapter 292, Laws of 1971 ex. sess. and RCW 26.28.080; amending section

1, chapter 38, Laws of 1967 and RCW 66.12.110; amending section 7, chapter 62, Laws of 1933 ex. sess. as last amended by section 1, chapter 15, Laws of 1971 ex. sess. and RCW 66.16.040; amending section 3, chapter 67, Laws of 1949 as last amended by section 4, chapter 15, Laws of 1971 ex. sess. and RCW 66.20.180; amending section 6, chapter 67, Laws of 1949 as last amended by section 7, chapter 15, Laws of 1971 ex. sess. and RCW 66.20.210; amending section 2, chapter 70, Laws of 1955 and RCW 66.44.270; amending section 3, chapter 70, Laws of 1955 and RCW 66.44.280; amending section 4, chapter 70, Laws of 1955 as amended by section 1, chapter 49, Laws of 1965 and RCW 66.44.290; amending section 1, chapter 78, Laws of 1941 and RCW 66.44.300; amending section 36-A added to chapter 62, Laws of 1933 ex. sess., by section 1, chapter 245, Laws of 1943 and RCW 66.44.310; amending section 1, chapter 38, Laws of 1969 ex. sess. and RCW 66.44.340; adding a new section to chapter 66.44 RCW; repealing section 2, chapter 49, Laws of 1965 and RCW 66.44.291; creating a new section; and repealing section 1, chapter 250, Laws of 1969 ex. sess. and RCW 66.44.315; and providing for submission of this 1972 amendatory act to a vote of the people.

To Committee on Business and Professions.

HOUSE BILL NO. 170, by Representatives Grant and King:

AN ACT Relating to labor relations and practices; and enacting a "Washington State Labor Relations Act".

To Committee on Labor and Employment Security.

HOUSE BILL NO. 171, by Representatives Wolf, Haussler, Newhouse and North (by Legislative Council request):

AN ACT Relating to public lands; repealing section 2, chapter 246, Laws of 1971 ex. sess. and RCW 79.08.220; repealing section 3, chapter 246, Laws of 1971 ex. sess. and RCW 79.08.230; and repealing section 4, chapter 246, Laws of 1971 ex. sess. and RCW 79.08.240.

To Committee on Natural Resources and Ecology.

HOUSE BILL NO. 172, by Representatives Wojahn, Hatfield, Kuehnle, Adams, Gallagher and McCormick:

AN ACT Relating to first class cities; and amending section 35.22.200, chapter 7, Laws of 1965 as amended by section 13, chapter 47, Laws of 1965 ex. sess. and RCW 35.22.200.

To Committee on Local Government.

HOUSE BILL NO. 173, by Representative Kilbury (by Secretary of State request):

AN ACT Relating to elections; amending section 29.07.095, chapter 9, Laws of 1965 as amended by section 12, chapter 202, Laws of 1971 ex. sess. and RCW 29.07.095; amending section 29.39.010, chapter 9, Laws of 1965 as amended by section 4, chapter 109, Laws of 1967 ex. sess. and RCW 29.39.010; amending section 29.39.030, chapter 9, Laws of 1965 as amended by section 5, chapter 109, Laws of 1967 ex. sess. and RCW 29.39.030; amending section 29.39.100, chapter 9, Laws of 1965 and RCW 29.39.100; amending section 29.39.110, chapter 9, Laws of 1965 and RCW 29.39.110; and declaring an emergency.

To Committee on Elections and Apportionment.

HOUSE BILL NO. 174, by Representatives Lysen, Douthwaite, Johnson and Bradley:

AN ACT Relating to excise taxes; imposing a tax on stock transfers; adding a new chapter to Title 82 RCW; defining crimes; and prescribing penalties.

To Committee on Revenue and Taxation.

HOUSE BILL NO. 175, by Representatives Bottiger and Ceccarelli:

AN ACT Relating to educational opportunities for handicapped children; and adding a new section to chapter 28A.13 RCW.

To Committee on Education and Libraries.

HOUSE BILL NO. 176, by Representatives Lysen and Savage:

AN ACT Relating to the military; and adding a new section to chapter 38.04 RCW.

To Committee on State Government.

HOUSE BILL NO. 177, by Representatives Hubbard, Julin and Copeland:

AN ACT Relating to reviews in pauperis; and amending section 5, chapter 126, Laws of 1913 as last amended by section 1, chapter 31, Laws of 1970 ex. sess. and RCW 2.32.240.

To Committee on Judiciary.

HOUSE BILL NO. 178, by Representatives Lysen and Haussler:

AN ACT Relating to first class cities; amending section 35.22.280, chapter 7, Laws of 1965 as last amended by section 1, chapter 16, Laws of 1971 ex. sess. and RCW 35.22.280.

To Committee on Local Government.

HOUSE BILL NO. 179, by Representatives Lysen, Maxie, Bagnariol, Ceccarelli and Merrill:

AN ACT Relating to public assistance; amending section 3, chapter 30, Laws of 1965 as amended by section 66, chapter 292, Laws of 1971 ex. sess. and RCW 74.13.020; and adding a new section to chapter 74.04 RCW.

To Committee on Social and Health Services.

HOUSE BILL NO. 180, by Representatives Lysen, Van Dyk, Bagnariol, Savage, Johnson, Merrill, Mentor, Randall, Rosellini and Shinpoch:

AN ACT Relating to parks and recreation; and amending section 43.51.060, chapter 8, Laws of 1965 as amended by section 1, chapter 99, Laws of 1969 and RCW 43.51.060.

To Committee on Natural Resources and Ecology.

HOUSE BILL NO. 181, by Representatives Julin and Marsh:

AN ACT Relating to mental illness; and amending section 71.02.650, chapter 25, Laws of 1959 and RCW 71.02.650.

To Committee on Judiciary.

HOUSE BILL NO. 182, by Representatives Copeland, Wolf, Grant, Bozarth and Shinpoch:

AN ACT Relating to revenue and taxation; and adding a new section to chapter 84.36 RCW.

To Committee on Revenue and Taxation.

HOUSE BILL NO. 183, by Representatives Pardini, Douthwaite, Jones, Rabel, Kiskaddon, Gilleland and Litchman (by Executive request):

AN ACT Relating to economic development; adding a new chapter to Title 43 RCW; creating new sections; and declaring an emergency.

To Committee on State Government.

HOUSE BILL NO. 184, by Representatives Julin, Perry, Cunningham, Kiskaddon and Blair (by Executive request):

AN ACT Relating to revenue and taxation; amending section 82.08.030, chapter 15, Laws of 1961 as last amended by section 1, chapter 11, Laws of 1971 ex. sess. and RCW 82.08.030; amending section 82.12.030, chapter 15, Laws of 1961 as last amended by section 1C, chapter 299, Laws of 1971 ex. sess. and RCW 82.12.030; amending section 82.36.440, chapter 15, Laws of 1961 and RCW 82.36.440; adding a new section to chapter 15, Laws of 1961 and to chapter 82.08 RCW; declaring an emergency; and prescribing an effective date.

To Committee on State Government.

HOUSE BILL NO. 185, by Representatives Kopet, Kiskaddon, Goldsworthy and Blair (by Executive request):

AN ACT Making supplemental appropriations; and declaring an emergency.

To Committee on State Government.

HOUSE BILL NO. 186, by Representatives Bluechel, Thompson, Hubbard, Curtis, Garrett, Kiskaddon, Luders, Hatfield, Hoggins, Charnley, Hansey, Haussler, Polk, Zimmerman, Brown, North, Martinis, Savage, Williams, Cunningham, Randall, Jones, Smith, Gilleland and Litchman (by Executive request):

AN ACT Relating to state and local government and the support thereof; authorizing the issuance and sale of state general obligation bonds to provide waste disposal facilities throughout the state; providing ways and means to pay said bonds; providing for submission of this act to a vote of the people; adding new sections to Title 43 RCW; making an appropriation; and creating new sections.

To Committee on State Government.

HOUSE BILL NO. 187, by Representatives Amen, Moon, Kopet, Hoggins, Hubbard, Haussler, Kilbury, Cunningham, Goldsworthy, Copeland, Jones and Kiskaddon (by Executive request):

AN ACT Relating to state and local government and the support thereof; authorizing the issuance and sale of state general obligation bonds to provide for needed water supply facilities throughout the state; providing ways and means to pay said bonds; providing for submission of this act to a vote of the people; adding new sections to Title 43 RCW; and creating a new section.

To Committee on State Government.

HOUSE BILL NO. 188, by Representatives Rabel, Pardini, Hoggins, Charnley, Douthwaite, Bluechel, Smythe, Gilleland, Jones and Kiskaddon (by Executive request):

AN ACT Relating to state and local government and the support thereof; authorizing the issuance and sale of state general obligation bonds to provide for needed public transportation improvements throughout the state; providing ways and means to pay said bonds; providing for submission of this act to a vote of the people; adding new sections to Title 43 RCW; and creating a new section.

To Committee on State Government.

HOUSE BILL NO. 189, by Representatives North, Thompson, Cunningham, Smith, Bluechel, Ross, Zimmerman, Brouillet, Charnley, Hoggins, Jones and Kiskaddon (by Executive request):

AN ACT Relating to state and local government and the support thereof; authorizing the issuance and sale of state general obligation bonds to provide for needed public park and recreation improvements throughout the state; providing ways and means to pay said bonds; providing for submission of this act to a vote of the people; adding new sections to Title 43 RCW; and creating a new section.

To Committee on State Government.

HOUSE BILL NO. 190, by Representatives Farr, Conner, Kirk and Kiskaddon (by Executive request):

AN ACT Relating to state and local government and the support thereof; authorizing the issuance and sale of state general obligation bonds to provide for needed social and health service facilities throughout the state; providing ways and means to pay said bonds; providing for submission of this act to a vote of the people; adding new sections to Title 43 RCW; and creating a new section.

To Committee on State Government.

HOUSE JOINT MEMORIAL NO. 1, by Representatives Pardini, Newhouse, Wolf, Bledsoe, Amen, Bozarth, Barden, Benitz, Berentson, Blair, Bluechel, Brown, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Parr, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Hoggins, Hubbard, Jones, Jueling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehne, Mentor, Morrison, North, Polk, Rabel, Richardson, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Swayze and Wanamaker:

Memorializing Congress and the President to take action to prevent renewal of the west coast dock strike.

HOUSE JOINT RESOLUTION NO. 68, by Representatives Copeland, Wolf, Grant, Bozarth, Litchman, Kraabel and Shinpoch:

Exempting real estate improvements from the property tax.

To Committee on Revenue and Taxation.

#### MOTION

Mr. Morrison moved that the bills, memorials and resolutions printed on today's agenda under fourth order of business be referred to the committees specified with the exception of House Joint Memorial No. 1.

Mr. Grant spoke against the motion, and Mr. Pardini spoke in favor of it.

The motion by Mr. Morrison was carried.

#### MOTION

Mr. Pardini moved that the rules be suspended, House Joint Memorial No. 1 be advanced to second reading and read the second time.

The motion was lost.

#### MOTION

Mr. Grant moved that House Joint Memorial No. 1 be referred to the Committee on Labor and Employment Security.

Mr. Pardini spoke against the motion.

#### POINT OF ORDER

Mr. O'Brien: "Mr. Speaker, it appears to me that the Speaker should confine his remarks to the reasons why the bill shouldn't be referred to the Committee on Labor and Employment Security."

The Speaker: "Mr. Pardini, please confine your remarks to the motion at hand."

Mr. Pardini concluded his remarks, and Mr. Bledsoe spoke against the motion.

#### POINT OF ORDER

Mr. Grant: "I was going to raise the point, Mr. Speaker, that Representative Bledsoe is not talking on the

motion either, but I think he has finally gotten around to it."

The Speaker: "Your point is not well taken."

Mr. Bledsoe concluded his remarks in opposition to the motion.

#### POINT OF INQUIRY

Mr. Pardini yielded to question by Mr. Savage.

Mr. Savage: "You stated that if we didn't pass this memorial that we would have a strike Monday. Are you implying, or is it a fact, that if this is passed it will solve the problem and prevent a strike Monday?"

Mr. Pardini: "Mr. Savage, it has been indicated in the various news media that the telegrams have gone out to prepare a strike for Monday. The question is a question of jurisdiction between the Teamsters Union and the Longshoremens Union as to who will handle primarily containerized cargo. There is a provision that if this legislative body (reflective of the will of the people of this entire state) does not want to have a strike which will further damage our economy and put more problems here--that if we can get this memorial passed and out of this House to the President and to the federal Congress--that conceivably we may assist in forcing mediation of some type on this so that the strike will not take place on Monday. I think it is our duty and our obligation here, as reflecting the will of the entire state, to try and prevent that strike on Monday before it comes about."

Mr. Savage: "I am encouraged there, but I feel we have a lot to do before this bill could become effective, and I am a little pessimistic about it being done by Monday."

Mr. Pardini: "I would suggest to you, Mr. Savage, that the question of resolving it is something which is totally beyond our power. We do not have the authority to effect mediation, but we can express the will and the sentiment of the people of the state of Washington. We can ask those people who are in authority to intervene in this particular instance, as they have once done before with the cooling off period, and now finding the cooling off period running out. They can come back again and, if necessary, knock heads together in this mediation thing to prevent the strike which is going to do no one in the state any good."

Mr. Wolf demanded an electric roll call, and the demand was sustained.

Mr. Amen spoke against the motion by Mr. Grant to refer House Joint Memorial No. 1 to the Committee on Labor and Employment Security.

#### POINT OF ORDER

Mr. O'Brien: "Mr. Speaker, a motion was made to

suspend the rules and advance House Joint Memorial No. 1 to second reading. That motion was defeated. Now you have a motion to refer it to the Committee on Labor and Employment Security. I would like to have you clarify and make a statement on this point. What happens if this motion is defeated? Will the bill remain on first reading?"

The Speaker: "If the memorial is still on first reading, it is then my obligation to refer it to committee."

#### ROLL CALL

The Clerk called the roll on the motion by Mr. Grant to refer House Joint Memorial No. 1 to the Committee on Labor and Employment Security, and the motion was lost by the following vote: Yeas, 39; nays, 57; not voting, 3.

Voting yea: Representatives Anderson, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Douthwaite, Gallagher, Grant, Haussler, Hurley, Jastad, Johnson, Kilbury, Knowles, Litchman, Lysen, Marsh, Marzano, McDermott, Merrill, Moon, O'Brien, Perry, Randall, Savage, Sawyer, Shipoch, Smith, Thompson, Van Dyk, Williams, Wojahn.

Voting nay: Representatives Adams, Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bozarth, Bradley, Brown, Conway, Copeland, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Hoggins, Hubbard, Jones, Juelling, Julin, King, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, Luders, Martinis, Maxie, May, McCormick, Mentor, Morrison, Newhouse, North, Pardini, Paris, Polk, Richardson, Rosellini, Ross, Schumaker, Shera, Smythe, Spanton, Wanamaker, Wolf, Mr. Speaker.

Not voting: Representatives Costanti, Rabel, Zimmerman.

The Speaker stated that House Joint Memorial No. 1 was referred to Committee on Rules and Administration.

#### EXPLANATION OF VOTE

I voted "yes" to refer House Joint Memorial No. 1 to the Committee on Labor and Employment Security for the following reason:

I understand page 2, lines 10 through 16 to encourage the Wage-Price Control Board to break or bend its limits. This I do not agree with. Further, I do not believe this to be the intention of the sponsors.

WARREN SMITH 20th District.

#### RESOLUTIONS

HOUSE RESOLUTION NO. 72-4, by Representatives Copeland and Hubbard:

WHEREAS, The citizens of Washington and the United States are today more than ever concerned about the threat of crime and violence in our nation; and

WHEREAS, We appreciate the necessity of alleviating

the conditions and affecting cures for the causes of crime and violence; and

WHEREAS, We are concerned about the cost of criminal conduct, not only in material terms but more importantly in terms of human misery and moral values; and

WHEREAS, Many fine citizens and organizations of this country are devoted to the principles of rehabilitation and correction of criminal conduct as well as the prevention of crime; and

WHEREAS, The dedicated and concerned workers and members of the American Correctional Association and its affiliates are the leaders in developing and implementing programs which pioneer in rehabilitation and redirection of criminal offenders; and

WHEREAS, The efforts of the American Correctional Association and its affiliates do help to keep our society safe and law abiding; and

WHEREAS, The City of Seattle and County of King, Washington is honored to be the host city for the 103rd Congress of Correction in August of this year;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives of the State of Washington, That the Members express their appreciation for the work of the American Correctional Association;

AND BE IT FURTHER RESOLVED, That we do hereby welcome the delegates to the American Congress of Correction and express our hope, in behalf of all Washingtonians, that the deliberations will bring forth new and promising programs for the future.

On motion of Mr. Copeland, the resolution was adopted.

#### PERSONAL PRIVILEGE

Representative Maxie: "Ladies and gentlemen of the House, students in the galleries, ladies and gentlemen: Let us just for a brief moment remember the birthday of the late Dr. Martin Luther King. Would you please stand.

"In the spirit of fairness, fortitude, courage and cooperation, I respectfully request that a member of this body, who is respected for her fight for life, say a few words to the children of this state who love and respect the late Martin Luther King. I now call on Representative Gladys Kirk."

Representative Kirk: "Mr. Speaker, ladies and gentlemen of the House: As we stand today in reverence to the memory of Martin Luther King, may we never forget what he stood for, and what we are working toward. We ask that you stand for one minute in silence, in his memory."

(The members of the House of Representatives stood in silence in memory of Dr. Martin Luther King.)

Representative Maxie: "I would like to express my thanks to Representative Gladys Kirk, and in the spirit of cooperation and sharing, I would like her to have this flower."

## REPORTS OF STANDING COMMITTEES

January 13, 1972

HOUSE BILL NO. 40, Prime sponsor: Representative Julin, providing payment of certain legal expenses for indigents and juveniles, reported by Committee on Judiciary.

MAJORITY recommendation: Do pass. Signed by Representatives Julin, Chairman, Eikenberry, Vice Chairman, Knowles, Marsh, Rosellini, Shinpoch.

To Committee on Rules and Administration for second reading.

January 12, 1972

HOUSE BILL NO. 54, Prime sponsor: Representative Mentor, removing obsolete matter in code relating to school holidays, reported by Committee on Education and Libraries.

MAJORITY recommendation: Do pass. Signed by Representatives Hoggins, Chairman, Mentor, Vice Chairman, Brouillet, Brown, Hatfield, Johnson, May, McDermott, Polk, Savage, Smythe.

To Committee on Rules and Administration for second reading.

January 12, 1972

HOUSE BILL NO. 55, Prime sponsor: Representative Brouillet, striking obsolete sections relating to special levy study commission from code, reported by Committee on Education and Libraries.

MAJORITY recommendation: Do pass. Signed by Representatives Hoggins, Chairman, Mentor, Vice Chairman, Brouillet, Brown, Hatfield, Johnson, May, McDermott, Polk, Savage, Smythe.

To Committee on Rules and Administration for second reading.

January 12, 1972

HOUSE BILL NO. 56, Prime sponsor: Representative Hoggins, eliminates existing conflicts in filing procedures for school officials, reported by Committee on Education and Libraries.

MAJORITY recommendation: Do pass. Signed by Representatives Hoggins, Chairman, Mentor, Vice Chairman, Brouillet, Brown, Hatfield, Johnson, May, McDermott, Polk, Savage, Smythe.

To Committee on Rules and Administration for second reading.

January 12, 1972

HOUSE BILL NO. 57, Prime sponsor: Representative Hoggins, providing for the distribution of funds for educational opportunities of secondary pupils residing in nonhigh school districts, reported by Committee on Education and Libraries.

MAJORITY recommendation: Do pass. Signed by Representatives Hoggins, Chairman, Mentor, Vice Chairman, Brouillet, Brown, Hatfield, Johnson, May, McDermott, Polk, Savage, Smythe.

To Committee on Rules and Administration for second reading.

January 13, 1972

HOUSE BILL NO. 63, Prime sponsor: Representative Julin, prescribing the duties of clerks handling fines of municipal ordinances, reported by Committee on Judiciary.

MAJORITY recommendation: Do pass. Signed by Representatives Julin, Chairman, Eikenberry, Vice Chairman, Knowles, Marsh, Rosellini, Shinpoch.

To Committee on Rules and Administration for second reading.

January 13, 1972

HOUSE BILL NO. 80, Prime sponsor: Representative Charette, correcting erroneous amendment to RCW 15.63.240, reported by Committee on Judiciary.

MAJORITY recommendation: Do pass. Signed by Representatives Julin, Chairman, Eikenberry, Vice Chairman, Knowles, Marsh, Rosellini, Shinpoch.

To Committee on Rules and Administration for second reading.

January 13, 1972

HOUSE BILL NO. 81, Prime sponsor: Representative Charette, correcting double amendments to RCW 18.64.080, reported by Committee on Judiciary.

MAJORITY recommendation: Do pass. Signed by Representatives Julin, Chairman, Eikenberry, Vice Chairman, Knowles, Marsh, Rosellini, Shinpoch.

To Committee on Rules and Administration for second reading.

January 13, 1972

HOUSE BILL NO. 82, Prime sponsor: Representative Charette, correcting double amendments to RCW 28A.13.020,

28A.27.C10 and 28A.58.100, reported by Committee on Judiciary.

MAJORITY recommendation: Do pass. Signed by Representatives Julin, Chairman, Eikenberry, Vice Chairman, Knowles, Marsh, Rosellini, Shinpoch.

To Committee on Rules and Administration for second reading.

January 13, 1972

HOUSE BILL NO. 83, Prime sponsor: Representative Charette, correcting multiple amendments to RCW 41.06.C70, reported by Committee on Judiciary.

MAJORITY recommendation: Do pass. Signed by Representatives Julin, Chairman, Eikenberry, Vice Chairman, Knowles, Marsh, Rosellini, Shinpoch.

To Committee on Rules and Administration for second reading.

January 13, 1972

HOUSE BILL NO. 84, Prime sponsor: Representative Charette, correcting double amendment to RCW 43.08.020, reported by Committee on Judiciary.

MAJORITY recommendation: Do pass. Signed by Representatives Julin, Chairman, Eikenberry, Vice Chairman, Knowles, Marsh, Rosellini, Shinpoch.

To Committee on Rules and Administration for second reading.

January 13, 1972

HOUSE BILL NO. 85, Prime sponsor: Representative Charette, correcting inadvertent amendment to RCW 22.20.100, reported by Committee on Judiciary.

MAJORITY recommendation: Do pass. Signed by Representatives Julin, Chairman, Eikenberry, Vice Chairman, Knowles, Marsh, Rosellini, Shinpoch.

To Committee on Rules and Administration for second reading.

January 13, 1972

HOUSE BILL NO. 86, Prime sponsor: Representative Charette, correcting double amendments to RCW 82.44.150, reported by Committee on Judiciary.

MAJORITY recommendation: Do pass. Signed by Representatives Julin, Chairman, Eikenberry, Vice Chairman, Knowles, Marsh, Rosellini, Shinpoch.

To Committee on Rules and Administration for second reading.

January 13, 1972

HOUSE BILL NO. 87, Prime sponsor: Representative Charette, correcting double amendments to RCW 84.36.030, reported by Committee on Judiciary.

MAJORITY recommendation: Do pass. Signed by Representatives Julin, Chairman, Eikenberry, Vice Chairman, Knowles, Marsh, Rosellini, Shinpoch.

To Committee on Rules and Administration for second reading.

January 12, 1972

HOUSE CONCURRENT RESOLUTION NO. 6, Prime sponsor: Representative King, providing suggested action for schools to take in effort to eliminate drug abuse in the schools, reported by Committee on Education and Libraries.

MAJORITY recommendation: Do pass. Signed by Representatives Hoggins, Chairman, Mentor, Vice Chairman, Brouillet, Brown, Hatfield, Johnson, May, Polk, Savage, Smythe.

To Committee on Rules and Administration for second reading.

January 12, 1972

HOUSE CONCURRENT RESOLUTION NO. 7, Prime sponsor: Representative Brown, providing program relating to insuring of school district, reported by Committee on Education and Libraries.

MAJORITY recommendation: Do pass. Signed by Representatives Hoggins, Chairman, Mentor, Vice Chairman, Brouillet, Brown, Hatfield, Johnson, May, McDermott, Polk, Savage, Smythe.

To Committee on Rules and Administration for second reading.

The Speaker declared the House to be at ease.  
The Speaker called the House to order.

## MESSAGES FROM THE SENATE

January 14, 1972

Mr. Speaker: The President has signed:

HOUSE CONCURRENT RESOLUTION NO. 3  
and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

## MOTION

On motion of Mr. Morrison, the House adjourned until 11:00 a.m., Monday, January 17, 1972.

THOMAS A. SWAYZE, Jr., Speaker.  
MALCOLM McBEATH, Chief Clerk.

## EIGHTH DAY

## MORNING SESSION

House Chamber, Olympia, Wash., Monday, January 17, 1972.

The House was called to order at 11:00 a.m. by the Speaker (Mr. Kopet presiding). The Clerk called the roll and all members were present except Representative Ross who was excused. The Speaker assumed the Chair.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by the Reverend Donald Nothdurft of the United Methodist Church of Camas.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

The Speaker declared the House to be at ease.  
The Speaker called the House to order.

## MOTION

On motion of Mr. Bledsoe, the House advanced to the fourth order of business.

## INTRODUCTION AND FIRST READING

HOUSE BILL NO. 191, by Representatives Kuehnle, Knowles, Hoggins, Gilleland and Jones:

AN ACT Relating to education, and the sale of school lands; and adding a new section to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.58 RCW.

To Committee on Education and Libraries.

HOUSE BILL NO. 192, by Representatives Farr, Marsh and Eikenberry:

AN ACT Relating to the practice of dentistry; and amending section 1, chapter 130, Laws of 1951-52 as last amended by section 1, chapter 236, Laws of 1971 ex. sess. and RCW 18.32.030.

To Committee on Social and Health Services.

HOUSE BILL NO. 193, by Representative Bottiger:

AN ACT Relating to counties; and adding a new chapter to Title 36 RCW.

To Committee on Local Government.

HOUSE BILL NO. 194, by Representatives Polk, Bottiger, Julin and Spanton:

AN ACT Relating to contractors bonds; amending section 1, chapter 77, Laws of 1963 as amended by section 5, chapter 126, Laws of 1967 and RCW 18.27.010; amending section 4, chapter 77, Laws of 1963 as amended by section 1, chapter 126, Laws of 1967 and RCW 18.27.040; amending section 8, chapter 77, Laws of 1963 and RCW 18.27.080; and adding a new section to chapter 18.27 RCW.

To Committee on Business and Professions.

HOUSE BILL NO. 195, by Representatives Farr, Hansey and Eikenberry:

AN ACT Relating to dental hygienists; and amending section 27, chapter 16, Laws of 1923 as last amended by section 1, chapter 235, Laws of 1971 ex. sess. and RCW 18.29.050.

To Committee on Social and Health Services.

HOUSE BILL NO. 196, by Representatives Amen, Bozarth, Copeland, Goldsworthy and Kilbury:

AN ACT Relating to agricultural commissions and commodity boards; adding a new section to chapter 256, Laws of 1961 and chapter 15.65 RCW; and adding a new section to chapter 11, Laws of 1961 and to chapter 15.66 RCW.

To Committee on Agriculture.

HOUSE BILL NO. 197, by Representatives Kuehnle, Richardson, Spanton, Gladder, Garrett and Smith:

AN ACT Relating to juveniles; and adding a new section to chapter 13.04 RCW.

To Committee on Judiciary.

HOUSE BILL NO. 198, by Representatives Kuehnle and Luders:

AN ACT Relating to outdoor recreation including the operation of all-terrain vehicles; amending section 10, chapter 47, Laws of 1971 ex. sess. and RCW 46.09.050; and amending section 18, chapter 47, Laws of 1971 ex. sess. and RCW 46.09.130; providing penalties; and declaring an emergency.

To Committee on Natural Resources and Ecology.

HOUSE BILL NO. 199, by Representatives Kirk, Kuehnle, Bottiger, Adams, Charnley, Litchman and Merrill:

AN ACT Relating to civil service for certain municipal employees; eliminating residency requirements for firemen and policemen; amending section 7, chapter 31, Laws of 1935 as amended by section 1, chapter 95, Laws of 1963 and RCW 41.08.070; amending section 7, chapter 13, Laws of 1937 as amended by section 2, chapter 95, Laws of 1963 and RCW 41.12.070; adding new sections to chapter 41.08 RCW; and adding a new section to chapter 41.12 RCW.

To Committee on Local Government.

HOUSE BILL NO. 200, by Representatives Bottiger, Ceccarelli and Marzano:

AN ACT Relating to domestic relations; and adding a new section to chapter 26.08 RCW.

To Committee on Judiciary.

HOUSE BILL NO. 201, by Representative Bagnariol:

AN ACT Relating to savings and loan associations; adding new sections to chapter 235, Laws of 1945 and to chapter 33.12 RCW; and repealing section 30, chapter 235, Laws of 1945 and RCW 33.12.020.

To Committee on Financial Institutions and Insurance.

HOUSE BILL NO. 202, by Representatives Marzano, Adams, May, Gallagher, Bagnariol, Conner, Hoggins and Jastad:

AN ACT Relating to revenue and taxation; amending section 82.50.010, chapter 15, Laws of 1961 as last amended by section 35, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.010; amending section 82.50.020, chapter 15, Laws of 1961 as last amended by section 36, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.020; amending section 82.50.030, chapter 15, Laws of 1961 as last amended by section 37, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.030; amending section 82.50.040, chapter 15, Laws of 1961 as last amended by section 38, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.040; amending section 82.50.050, chapter 15, Laws of 1961 as last amended by section 39, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.050; amending section 82.50.070, chapter 15, Laws of 1961 as last amended by section 40, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.070; amending section 82.50.101, chapter 15, Laws of 1961 as last amended by section 41, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.101; amending section 82.50.105, chapter 15, Laws of 1961

as last amended by section 42, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.105; amending section 82.50.110, chapter 15, Laws of 1961 as last amended by section 43, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.110; amending section 82.50.120, chapter 15, Laws of 1961 as last amended by section 44, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.120; amending section 82.50.130, chapter 15, Laws of 1961 as last amended by section 45, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.130; amending section 82.50.140, chapter 15, Laws of 1961 as last amended by section 46, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.140; amending section 82.50.180, chapter 15, Laws of 1961 as last amended by section 48, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.180; amending section 82.50.190, chapter 15, Laws of 1961 as last amended by section 49, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.190; amending section 82.50.200, chapter 15, Laws of 1961 as last amended by section 50, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.200; amending section 55, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.400; amending section 56, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.410; amending section 57, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.420; amending section 58, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.430; amending section 59, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.440; amending section 60, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.450; amending section 61, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.460; amending section 62, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.470; amending section 63, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.480; amending section 64, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.490; amending section 65, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.500; amending section 67, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.520; amending section 68, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.530; amending section 69, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.540; and amending section 53, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.901.

To Committee on Revenue and Taxation.

HOUSE BILL NO. 203, by Representatives Cunningham, Johnson, Barden, Conway, Brown and Luders:

AN ACT Relating to collection of taxes; and amending section 84.56.020, chapter 15, Laws of 1961 as last amended by section 3, chapter 288, Laws of 1971 ex. sess. and RCW 84.56.020.

To Committee on Revenue and Taxation.

HOUSE BILL NO. 204, by Representatives King, Kirk,

Chatalas, Ross, Maxie, Ceccarelli and Wojahn:

AN ACT Relating to aid to families with dependent children; and amending section 74.12.010, chapter 26, Laws of 1959 as last amended by section 13, chapter 173, Laws of 1969 ex. sess. and RCW 74.12.010.

To Committee on Social and Health Services.

HOUSE BILL NO. 205, by Representatives Gladder, Hurley, Juelling, Shera, Richardson, McCormick, Backstrom, Kuehnle, Hansey, Rabel and Schumaker:

AN ACT Relating to state government; and amending section 43.78.080, chapter 8, Laws of 1965 as amended by section 7, chapter 6, Laws of 1969 and RCW 43.78.080.

To Committee on State Government.

HOUSE BILL NO. 206, by Representatives Perry and Moon:

AN ACT Relating to the licensing, control, and regulation of intoxicating liquor; amending section 1, chapter 141, Laws of 1953 as amended by section 2, chapter 250, Laws of 1969 ex. sess. and RCW 66.24.481; adding new sections to chapter 66.24 RCW; repealing section 2, chapter 120, Laws of 1951 and RCW 66.24.480; and prescribing penalties.

To Committee on Business and Professions.

HOUSE BILL NO. 207, by Representatives Newhouse, Haussler, North and Blair:

AN ACT Relating to intoxicating liquor; amending section 4, chapter 62, Laws of 1933 ex. sess. as last amended by section 10, chapter 172, Laws of 1939 and RCW 66.16.010; amending section 9, chapter 21, Laws of 1969 ex. sess. and RCW 66.24.204; amending section 23-G added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937 and RCW 66.24.260; amending section 23-M added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937 as last amended by section 1, chapter 117, Laws of 1969 and RCW 66.24.320; amending section 23-N added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937 as last amended by section 3, chapter 75, Laws of 1967 ex. sess. and RCW 66.24.330; amending section 23-O added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937 as last amended by section 4, chapter 75, Laws of 1967 ex. sess. and RCW 66.24.340; amending section 23-P added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937 as amended by section 5, chapter 75, Laws of 1967 ex. sess. and RCW 66.24.350; amending section 23-Q added to

chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937 as amended by section 6, chapter 75, Laws of 1967 ex. sess. and RCW 66.24.360; amending section 23-R added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937 as amended by section 7, chapter 75, Laws of 1967 ex. sess. and RCW 66.24.370; amending section 2, chapter 263, Laws of 1957 as amended by section 1, chapter 112, Laws of 1969 ex. sess. and RCW 66.24.410; amending section 2, chapter 13, Laws of 1970 ex. sess. as amended by section 2, chapter 208, Laws of 1971 ex. sess. and RCW 66.24.420; amending section 82.08.150, chapter 15, Laws of 1961 as last amended by section 9, chapter 299, Laws of 1971 ex. sess. and RCW 82.08.150; amending section 82.08.160, chapter 15, Laws of 1961 as amended by section 12, chapter 21, Laws of 1969 ex. sess. and RCW 82.08.160; repealing section 23-L added to chapter 62, Laws of 1933 ex. sess., section 1, chapter 217, Laws of 1937 and RCW 66.24.390; repealing section 23-S-5 added to chapter 62, Laws of 1933 ex. sess. by section 5, chapter 5, Laws of 1949 and RCW 66.24.440; and establishing an effective date.

To Committee on Business and Professions.

HOUSE BILL NO. 208, by Representatives Newhouse, Van Dyk, Farr, Hansey, Conway, Smith, Conner, Flanagan, Wolf, Berentson, Gilleland, Jastad, Jones and Schumaker:

AN ACT Relating to local government finance; amending section 6, chapter 94, Laws of 1970 ex. sess. and RCW 82.14.050; amending section 12, chapter 94, Laws of 1970 ex. sess. and RCW 82.14.910; amending section 3, chapter 278, Laws of 1957 as amended by section 2, chapter 274, Laws of 1959 and RCW 54.28.020; adding a new chapter to Title 35 RCW; repealing section 35.21.420, chapter 7, Laws of 1965 and RCW 35.21.420; repealing section 1, chapter 52, Laws of 1967 ex. sess. and RCW 35.21.422; repealing section 35.21.425, chapter 7, Laws of 1965 and RCW 35.21.425; repealing section 35.21.426, chapter 7, Laws of 1965 and RCW 35.21.426; and repealing section 35.21.427, chapter 7, Laws of 1965 and RCW 35.21.427.

To Committee on Revenue and Taxation.

HOUSE BILL NO. 209, by Representatives Bluechel, Charette and Kopet (by Planning and Community Affairs Agency request):

AN ACT Relating to state government; providing for local public works planning; and adding a new chapter to Title 43 RCW.

To Committee on Local Government.

HOUSE BILL NO. 210, by Representatives Hansey and Haussler:

AN ACT Relating to counties; and adding a new section to Title 36 RCW.

To Committee on Business and Professions.

HOUSE BILL NO. 211, by Representatives Pardini, Sawyer, Shera, Jones and Kilbury:

AN ACT Relating to alien banks and foreign branches of state banks; amending section 30.04.290, chapter 33, Laws of 1955, as amended by section 1, chapter 20, Laws of 1961 and RCW 30.04.290; amending section 30.40.020, chapter 33, Laws of 1955 as amended by section 6, chapter 136, Laws of 1969 and RCW 30.40.020; amending section 30.04.060, chapter 33, Laws of 1955 and RCW 30.04.060; adding a new chapter to chapter 33, Laws of 1955 and to Title 30 RCW; and prescribing penalties.

To Committee on Financial Institutions and Insurance.

HOUSE BILL NO. 212, by Representatives Shera, Chatalas, Jueling and Gilleland:

AN ACT Relating to the practice of veterinary medicine; amending section 1, chapter 71, Laws of 1941 as amended by section 1, chapter 92, Laws of 1959 and RCW 18.92.010; amending section 21, chapter 71, Laws of 1941 as last amended by section 1, chapter 50, Laws of 1967 ex. sess. and RCW 18.92.015; amending section 4, chapter 71, Laws of 1941 as last amended by section 3, chapter 50, Laws of 1967 ex. sess. and RCW 18.92.030; amending section 13, chapter 124, Laws of 1907 as last amended by section 4, chapter 50, Laws of 1967 ex. sess. and RCW 18.92.040; amending section 20, chapter 71, Laws of 1941 as last amended by section 5, chapter 50, Laws of 1967 ex. sess. and RCW 18.92.060; amending section 13, chapter 71, Laws of 1941 as last amended by section 10, chapter 50, Laws of 1967 ex. sess. and RCW 18.92.160; and adding new sections to chapter 18.92 RCW.

To Committee on Agriculture.

HOUSE BILL NO. 213, by Representatives Brown and Morrison:

AN ACT Relating to redistricting and reapportionment of the state into seven congressional districts; amending section 8, chapter 152, Laws of 1965 ex. sess. and RCW 29.68.008; adding new sections to chapter 29.68 RCW; repealing section 7, chapter 152, Laws of 1965 ex. sess. and RCW 29.68.004; repealing section 1, chapter 152, Laws of 1965 ex. sess. and RCW

29.68.012; repealing section 2, chapter 152, Laws of 1965 ex. sess. and RCW 29.68.022; repealing section 3, chapter 152, Laws of 1965 ex. sess. and RCW 29.68.031; repealing section 4, chapter 152, Laws of 1965 ex. sess. and RCW 29.68.041; repealing section 29.68.050, chapter 9, Laws of 1965 and RCW 29.68.050; repealing section 5, chapter 152, Laws of 1965 ex. sess. and RCW 29.68.063; and repealing section 6, chapter 152, Laws of 1965 ex. sess. and RCW 29.68.067.

To Committee on Elections and Apportionment.

HOUSE BILL NO. 214, by Representatives Farr, Hansey and Jones:

AN ACT Relating to the practice of dentistry; and amending section 1, chapter 130, Laws of 1951 as last amended by section 1, chapter 236, Laws of 1971 ex. sess. and RCW 18.32.030.

To Committee on Social and Health Services.

HOUSE BILL NO. 215, by Representatives Conway, Spanton, Kuehnle, Smith, Cunningham, Schumaker, Hatfield and Richardson:

AN ACT Relating to crimes and criminal procedure; amending section 21, chapter 302, Laws of 1971 ex. sess. and RCW 70.108.020; amending section 22, chapter 302, Laws of 1971 ex. sess. and RCW 70.108.030; amending section 23, chapter 302, Laws of 1971 ex. sess. and RCW 70.108.040; amending section 26, chapter 302, Laws of 1971 and RCW 70.108.070; amending section 29, chapter 302, Laws of 1971 ex. sess. and RCW 70.108.100; and adding a new section to chapter 302, Laws of 1971 ex. sess. and to chapter 70.108 RCW.

To Committee on Local Government.

HOUSE BILL NO. 216, by Representatives Conway and Savage:

AN ACT Relating to education; adding new sections to chapter 283, Laws of 1969 ex. sess. and to chapter 28A.69 RCW; and repealing section 1, chapter 283, Laws of 1969 ex. sess. and RCW 28A.67.066.

To Committee on Education and Libraries.

HOUSE BILL NO. 217, by Representatives Maxie, Ross, Shinpoch, Charnley, Douthwaite, Rosellini, Perry, Sawyer, Kilbury, Adams and Williams:

AN ACT Relating to the lease and rental of property; enacting the Residential Landlord-Tenant Act of 1972; amending section 9, chapter 96, Laws of 1891

as amended by section 2, chapter 123, Laws of 1927 and RCW 59.12.080; amending section 11, chapter 96, Laws of 1891 as last amended by section 4, chapter 123, Laws of 1927 and RCW 59.12.100; amending section 14, chapter 96, Laws of 1891 and RCW 59.12.121; amending section 18, chapter 96, Laws of 1891 and RCW 59.12.170; amending section 22, chapter 96, Laws of 1891 as amended by section 128, chapter 81, Laws of 1971 and RCW 59.12.200; adding new sections to chapter 96, Laws of 1891 and to chapter 59.12 RCW; creating a new chapter in Title 59 RCW; creating new sections; repealing section 1, chapter 188, Laws of 1941 and RCW 59.08.010; repealing section 2, chapter 188, Laws of 1941 and RCW 59.08.020; repealing section 3, chapter 188, Laws of 1941 and RCW 59.08.030; repealing section 4, chapter 188, Laws of 1941 and RCW 59.08.040; repealing section 5, chapter 188, Laws of 1941 and RCW 59.08.050; repealing section 6, chapter 188, Laws of 1941 and RCW 59.08.060; repealing section 7, chapter 188, Laws of 1941 and RCW 59.08.070; repealing section 8, chapter 188, Laws of 1941 and RCW 59.08.080; repealing section 9, chapter 188, Laws of 1941, section 7, chapter 304, Laws of 1961 and RCW 59.08.090; repealing section 10, chapter 188, Laws of 1941 and RCW 59.08.100; repealing section 10, chapter 96, Laws of 1891, section 3, chapter 123, Laws of 1927 and RCW 59.12.090; and providing penalties.

To Committee on Judiciary.

HOUSE BILL NO. 218, by Representatives Kuehnle, Knowles, Kopet and McCormick:

AN ACT Relating to the licensing of dogs; and amending section 2, chapter 72, Laws of 1969 and RCW 16.10.020.

To Committee on Local Government.

HOUSE BILL NO. 219, by Representatives Wolf, Wojahn, North and Bottiger (by Department of Labor and Industries request):

AN ACT Relating to labor and industries; amending section 1, chapter 174, Laws of 1913 and RCW 49.12.010; amending section 2, chapter 174, Laws of 1913 and RCW 49.12.020; amending section 8, chapter 174, Laws of 1913 and RCW 49.12.060; amending section 43.22.280, chapter 8, Laws of 1965 and RCW 43.22.280; amending section 43.22.260, chapter 8, Laws of 1965 and RCW 43.22.260; amending section 43.22.270, chapter 8, Laws of 1965 and RCW 43.22.270; amending section 6, chapter 174, Laws of 1913 and RCW 49.12.040; amending section 7, chapter 174, Laws of 1913 and RCW 49.12.050; amending section 13, chapter 174, Laws of 1913 and RCW

49.12.110; amending section 17, chapter 174, Laws of 1913 and RCW 49.12.170; repealing section 3, chapter 174, Laws of 1913 and RCW 49.12.030; repealing section 9, chapter 174, Laws of 1913 and RCW 49.12.070; repealing section 10, chapter 174, Laws of 1913 and RCW 49.12.080; repealing section 11, chapter 174, Laws of 1913 and RCW 49.12.090; repealing section 12, chapter 174, Laws of 1913, section 1, chapter 192, Laws of 1943 and RCW 49.12.100; repealing section 14, chapter 174, Laws of 1913, section 1, chapter 195, Laws of 1949 and RCW 49.12.120; repealing section 19, chapter 174, Laws of 1913 and RCW 49.12.160; repealing section 1, chapter 68, Laws of 1915, section 1, chapter 29, Laws of 1917 and RCW 49.12.190; repealing section 1, page 104, Laws of 1890 and RCW 49.12.215; repealing section 2, page 104, Laws of 1890 and RCW 49.12.217; repealing section 2, chapter 37, Laws of 1911 and RCW 49.12.220; repealing section 3, chapter 37, Laws of 1911 and RCW 49.12.230; repealing section 1, chapter 84, Laws of 1951, section 1, chapter 41, Laws of 1965 and RCW 49.28.070; and adding new sections to chapter 49.12 RCW.

To Committee on Labor and Employment Security.

HOUSE BILL NO. 220, by Representatives Wojahn, McCormick, Ceccarelli, Litchman, Maxie and Rosellini:

AN ACT Relating to game and game fish; and amending section 77.32.230, chapter 36, Laws of 1955 as last amended by section 2, chapter 94, Laws of 1961 and RCW 77.32.230.

To Committee on Natural Resources and Ecology.

HOUSE BILL NO. 221, by Representatives Gilleland, Conner, Perry, Amen, Gallagher, Spanton, Wanamaker, O'Brien and Berentson:

AN ACT Relating to taxation of motor vehicle and special fuels; amending section 82.36.280, chapter 15, Laws of 1961 as amended by section 1, chapter 36, Laws of 1971 ex. sess. and RCW 82.36.280; amending section 9, chapter 175, Laws of 1971 ex. sess. and RCW 82.38.080; amending section 18, chapter 175, Laws of 1971 ex. sess. and RCW 82.38.170; amending section 19, chapter 175, Laws of 1971 ex. sess. and RCW 82.38.180; amending section 20, chapter 175, Laws of 1971 ex. sess. and RCW 82.38.190; and providing an effective date.

To Committee on Transportation.

HOUSE BILL NO. 222, by Representatives Julin, Polk, Flanagan, Hubbard, Gladder, Benitz, Shera, Hatfield,

Barden, Juelling, Martinis, Eikenberry, Jones, Brown, Kraabel and Litchman:

AN ACT Relating to alcoholic beverages; amending section 3, chapter 62, Laws of 1933 ex. sess. as last amended by section 13, chapter 21, Laws of 1969 ex. sess. and RCW 66.04.010; amending section 5, chapter 62, Laws of 1933 ex. sess. and RCW 66.08.020; amending section 4, chapter 6, Laws of 1961 ex. sess. as amended by section 1, chapter 239, Laws of 1963 and RCW 66.08.026; amending section 72, chapter 62, Laws of 1933 ex. sess. as last amended by section 1, chapter 182, Laws of 1955 and RCW 66.08.028; amending section 79, chapter 62, Laws of 1933 ex. sess. as last amended by section 1, chapter 62, Laws of 1971 and RCW 66.08.030; amending section 69, chapter 62, Laws of 1933 ex. sess. as last amended by section 1, chapter 178, Laws of 1969 ex. sess. and RCW 66.08.050; amending section 49, chapter 62, Laws of 1933 ex. sess. and RCW 66.12.030; amending section 7, chapter 62, Laws of 1933 ex. sess. as last amended by section 1, chapter 15, Laws of 1971 ex. sess. and RCW 66.16.040; amending section 9, chapter 62, Laws of 1933 ex. sess. as amended by section 1, chapter 216, Laws of 1943 and RCW 66.16.060; amending section 27, chapter 62, Laws of 1933 ex. sess. as last amended by section 1, chapter 70, Laws of 1971 and RCW 66.24.010; amending section 1, chapter 13, Laws of 1970 ex. sess. and RCW 66.24.160; amending section 25, chapter 62, Laws of 1933 ex. sess. as amended by section 4, chapter 21, Laws of 1969 ex. sess. and RCW 66.24.230; amending section 24, chapter 62, Laws of 1933 ex. sess. as amended by section 30, chapter 173, Laws of 1965 and RCW 66.24.290; amending section 23-Q added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937 as amended by section 6, chapter 75, Laws of 1967 ex. sess. and RCW 66.24.360; amending section 23-R added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937 as amended by section 7, chapter 75, Laws of 1967 ex. sess. and RCW 66.24.370; amending section 30, chapter 62, Laws of 1933 ex. sess. as last amended by section 7, chapter 21, Laws of 1969 ex. sess. and RCW 66.28.040; amending section 42, chapter 62, Laws of 1933 ex. sess. as last amended by section 8, chapter 21, Laws of 1969 ex. sess. and RCW 66.28.050; amending section 26, chapter 62, Laws of 1933 ex. sess. and RCW 66.28.060; amending section 3, chapter 39, Laws of 1955 and RCW 66.32.010; amending section 88, chapter 62, Laws of 1933 ex. sess. and RCW 66.40.140; amending section 5, chapter 289, Laws of 1955 and RCW 66.44.150; amending section 6, chapter 289, Laws of 1955 and RCW 66.44.160; adding new sections to chapter 217, Laws of 1937 and to chapter 66.24 RCW; adding a new section to chapter 62, Laws of 1933 ex. sess. and to chapter 66.28 RCW; repealing section 67, chapter 62, Laws of 1933 ex. sess. and RCW 66.08.070; repealing section 31, chapter 62, Laws of 1933 ex. sess. and

RCW 66.08.090; repealing section 1, chapter 134, Laws of 1947 and RCW 66.08.160; repealing section 11, chapter 5, Laws of 1949 and RCW 66.08.220; repealing section 48, chapter 62, Laws of 1933 ex. sess. and RCW 66.12.020; repealing section 4, chapter 62, Laws of 1933 ex. sess., section 1, chapter 62, Laws of 1937, section 10, chapter 172, Laws of 1939 and RCW 66.16.010; repealing section 6, chapter 62, Laws of 1933 ex. sess. and RCW 66.16.030; repealing section 8, chapter 62, Laws of 1933 ex. sess. and RCW 66.16.050; repealing section 10, chapter 62, Laws of 1933 ex. sess. and RCW 66.16.070; repealing section 11, chapter 62, Laws of 1933 ex. sess. and RCW 66.16.080; repealing section 89, chapter 62, Laws of 1933 ex. sess. and RCW 66.16.090; repealing section 5, chapter 5, Laws of 1949 and RCW 66.24.440; creating new sections; and providing an effective date.

To Committee on Business and Professions.

HOUSE BILL NO. 223, by Representatives Douthwaite, Van Dyk, Ross, Thompson, Bagnariol, Charnley, King, Maxie, Grant, Chatalas, Sawyer, Randall, Kilbury, Merrill, Rosellini, Bradley, May, Gallagher, Jastad, Kraabel, Litchman and McDermott:

AN ACT Relating to pedestrians; and amending section 38, chapter 155, Laws of 1965 ex. sess. and RCW 46.61.255.

To Committee on Local Government.

HOUSE BILL NO. 224, by Representatives Flanagan, Haussler, Moon, Newhouse, Bottiger, Gilleland and Williams (by Property Tax Committee request):

AN ACT Relating to revenue and taxation; amending section 84.56.020, chapter 15, Laws of 1961 as last amended by section 3, chapter 288, Laws of 1971 ex. sess. and RCW 84.56.020; adding new sections to chapter 4, Laws of 1963 and to chapter 36.40 RCW; and prescribing an effective date.

To Committee on Revenue and Taxation.

HOUSE BILL NO. 225, by Representatives Merrill, Wojahn and Brown:

AN ACT Relating to elevators and conveyances in buildings; amending section 3, chapter 26, Laws of 1963 as last amended by section 1, chapter 66, Laws of 1971 and RCW 70.87.030; amending section 5, chapter 26, Laws of 1963 as amended by section 2, chapter 108, Laws of 1969 ex. sess. and RCW 70.87.050; and amending section 20, chapter 26, Laws of 1963 as amended by

section 4, chapter 108, Laws of 1969 ex. sess. and RCW 70.87.200.

To Committee on Labor and Employment Security.

HOUSE BILL NO. 226, by Representatives Bluechel, Thompson, Zimmerman, Luders, Williams, Charnley, Conway, Randall, Douthwaite and Litchman (by Executive request):

AN ACT Relating to environmental protection; declaring environmental rights; providing a right of action for declaratory and equitable relief for the protection of the air, water, and other natural resources; creating a new chapter in Title 4 RCW; and creating new sections.

To Committee on State Government.

HOUSE BILL NO. 227, by Representatives Kuehnle, Luders, Spanton, Richardson, Smith, Garrett, Gladder and Hurley:

AN ACT Relating to certain acts and defenses thereto; and adding a new section to chapter 9.01 RCW.

To Committee on Judiciary.

HOUSE BILL NO. 228, by Representatives Kuehnle, Ceccarelli, Garrett, Gilleland, Wanamaker and Wolf:

AN ACT Relating to real estate brokers and salesmen; amending section 2, chapter 252, Laws of 1941 as last amended by section 1, chapter 78, Laws of 1969 and RCW 18.85.010; amending section 5, part, chapter 252, Laws of 1941 as last amended by section 2, chapter 222, Laws of 1951 and RCW 18.85.030; amending section 4, chapter 252, Laws of 1941 as last amended by section 2, chapter 235, Laws of 1953 and RCW 18.85.040; amending section 5, part, chapter 252, Laws of 1941 as last amended by section 3, chapter 235, Laws of 1953 and RCW 18.85.050; amending section 8, chapter 252, Laws of 1941 and RCW 18.85.060; amending section 17, chapter 235, Laws of 1953 and RCW 18.85.071; amending section 15, chapter 252, Laws of 1941 as last amended by section 5, chapter 235, Laws of 1953 and RCW 18.85.090; amending section 8, chapter 222, Laws of 1951 and RCW 18.85.100; amending section 3, chapter 252, Laws of 1941 as amended by section 9, chapter 222, Laws of 1951 and RCW 18.85.110; amending section 11, chapter 222, Laws of 1951 and RCW 18.85.130; amending section 12, chapter 222, Laws of 1951 as amended by section 7, chapter 235, Laws of 1953 and RCW 18.85.140; amending section 13, chapter 222, Laws of 1951 as amended by section 8, chapter 235, Laws of 1953 and RCW 18.85.150; amending section 21,

chapter 222, Laws of 1951 as amended by section 9, chapter 235, Laws of 1953 and RCW 18.85.161; amending section 10, chapter 252, Laws of 1941 as last amended by section 14, chapter 222, Laws of 1951 and RCW 18.85.170; amending section 42, chapter 52, Laws of 1957 and RCW 18.85.190; amending section 27, chapter 252, Laws of 1941 as last amended by section 10, chapter 235, Laws of 1953 and RCW 18.85.210; amending section 19, chapter 252, Laws of 1941 as last amended by section 3, chapter 22, Laws of 1967 and RCW 18.85.230; amending section 25, chapter 222, Laws of 1951 and RCW 18.85.271; amending section 17, chapter 222, Laws of 1951 as last amended by section 62, chapter 81, Laws of 1971 and RCW 18.85.290; adding new sections to chapter 252, Laws of 1941 and to chapter 18.85 RCW; and providing penalties.

To Committee on Business and Professions.

HOUSE JOINT RESOLUTION NO. 69, by Representatives Backstrom, Gallagher, Litchman and Bottiger:

Amending the Constitution to allow an income tax.

To Committee on Revenue and Taxation.

HOUSE CONCURRENT RESOLUTION NO. 9, by Representatives Johnson and Brouillet:

Directing the appointment of two school librarians as liaison members to the regional library study.

To Committee on Education and Libraries.

#### MOTIONS

On motion of Mr. Bledsoe, the bills, memorials and resolutions printed on today's agenda under fourth order of business were referred to the committees specified.

On motion of Mr. Bledsoe, the House reverted to the third order of business.

#### MESSAGES FROM THE SENATE

January 14, 1972

Mr. Speaker: The Senate has passed:

SENATE JOINT MEMORIAL NO. 2,

and the same is herewith transmitted.

Bill Gleason, Assistant Secretary.

## VETO MESSAGES

ENGROSSED SUBSTITUTE HOUSE BILL NO. 151:

An act relating to expenditures by state agencies for the fiscal biennium beginning July 1, 1971, and ending June 30, 1973; designating effective dates for certain appropriations; and declaring an emergency.

## PARLIAMENTARY INQUIRY

Mr. Sawyer: "Mr. Speaker, the section I wish to consider is section 45, and there are a great many vetoes in the section. We wish to direct our attention merely to one particular veto found on pages 16 and 17. Do I limit the motion to that portion of the section?"

The Speaker: "The procedure on taking up veto messages is that they must be taken up section by section."

Mr. Sawyer: "My problem is that I wish to discuss a portion of a section."

The Speaker: "Then your motion would be directed to the veto of certain lines in a certain section of Engrossed Substitute House Bill No. 151."

## MOTION

Mr. Sawyer moved that lines 12 through 33 on page 16, and lines 1 through 7 on page 17, section 45, Engrossed Substitute House Bill No. 151 of the 1971 session of the Legislature, do pass the House, notwithstanding the veto of the Governor.

The following are lines 12 through 33, page 16, and lines 1 through 7, page 17, section 45, Engrossed Substitute House Bill No. 151:

" . . . PROVIDED, That \$2,836,778 in state funds shall be utilized solely for the purpose of financing the revised medical plan for medical only recipients if the United States Department of Health, Education, and Welfare does not waive its rules and regulations relative to this plan: PROVIDED, That of this appropriation \$14,058,000 shall be utilized exclusively for the purposes of supplementing the money grant to recipients whose special circumstances create hardships due to the imposition of the simplification procedures or the flexible maximum and the division shall determine at the state level when individual cases warrant exceptions and adjustments in the calculation of their money grants and particular attention shall be given to those recipients in the old age assistance, aid-to-families with dependent children-regular and general continuing

assistance categories; except that if federal law prohibits the granting of such exceptions, the funds may be employed to partially update grants with emphasis upon those recipients in the old age assistance, aid to families with dependent children-regular, and general continuing assistance categories or as necessary to meet the costs of case loads which exceed current estimates: . . ."

The following is the Governor's Message relating to the veto of this portion of Section 45: (For complete text of Governor's Veto Message, see 1971 House Journal, pp. 2287-2299.)

"On page 16, line 12, I have vetoed a proviso restricting the use of certain appropriated funds.

"The proviso appropriating \$2,836,778 for state funds to finance the 'medical-only' program if the United States Department of Health, Education and Welfare does not provide a waiver to the State must be eliminated so that these funds can be utilized to achieve the flexibility necessary to correct other program deficiencies that are inherent in this Budget.

"We believe that the United States Department of Health, Education and Welfare should eventually grant the waiver. However, if this is not the case, there are several options for financing the revised medical plan open to the state while this proviso is directed toward only one of those options.

"On page 16, line 18, I have vetoed a proviso limiting the use of certain appropriated funds.

"The appropriation of \$14,058,000 restricted to the purpose of supplying money grants to certain categories of assistance recipients creates several very difficult problems for the Department. Provision for State Office exceptions on individual cases, aside from being a serious administrative problem, violates State Law under RCW 74.08.040 and violates HEW program regulation 20-7, Title 45, Chapter 11, Part 233.20 (a) (2) (V). Difference in standards within programs as proposed for AFDC-Regular versus AFDC-Employable cases is prohibited unless it can be demonstrated that bona fide differences in requirements actually exist (HEW Handbook IV 4324.28).

"Additionally, the kinds of exceptions envisioned by this proviso would negate much of our efforts toward simplified program standards. Again, simplification is an

essential part of our plan to reduce error and fraud in the public assistance system and the savings that I have mentioned previously cannot be attained if this proviso were to remain.

"The \$16.8 million contained in the immediately preceding section and this one will be held for additional caseload, or other grant problems. Veto of the restrictions will allow the department to provide the best possible response to legislative intent without jeopardizing our ability to simplify or creating problems with federal compliance."

Mr. Sawyer spoke in favor of the motion.

Mr. Ceccarelli demanded a Call of the House, and the demand was sustained.

#### CALL OF THE HOUSE

The Sergeant at Arms was instructed to lock the doors.

The Clerk called the roll and all members were present except Representatives Curtis and Ross.

On motion of Mr. Bledsoe, the absent members were excused, and the House proceeded with business under the Call of the House.

Mr. Kopet spoke against the motion by Mr. Sawyer, and Mr. Brouillet spoke in favor of it.

Mr. Rosellini demanded an electric roll call, and the demand was sustained.

Representatives Pardini and Farr spoke against the motion by Mr. Sawyer.

#### ROLL CALL

The Clerk called the roll on the motion by Mr. Sawyer that lines 12 through 33, page 16, and lines 1 through 7, page 17, section 45, Engrossed Substitute House Bill No. 151 of the 1971 session of the Legislature, do pass the House, notwithstanding the veto of the Governor. The motion failed to receive the necessary two-thirds majority by the following vote: Yeas, 48; nays, 49; not voting, 2.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Douthwaite, Gallagher, Grant, Haussler, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, O'Brien, Perry, Randall, Rosellini, Savage, Sawyer, Shinpoch, Thompson, Van Dyk, Williams, Wojahn, Zimmerman.

Voting nay: Representatives Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Conway, Copeland, Costanti, Cunningham, Eikenberry, Farr, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Hoggins, Hubbard, Jones, Juelling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, Luders, Mentor, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Richardson, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf, Mr. Speaker.

Not voting: Representatives Curtis, Ross.

#### MOTION

Mr. Grant moved that section 90, Engrossed Substitute House Bill No. 151 of the 1971 session of the Legislature, do pass the House, notwithstanding the veto of the Governor.

Section 90, Engrossed Substitute House Bill No. 151 of the 1971 session of the Legislature, reads as follows:

"NEW SECTION. Sec. 90. FOR THE STATE TEACHERS' RETIREMENT SYSTEM FUND:

PROVIDED, That the State Teachers' Retirement System shall use interest earnings on accumulated state contributions and the amount appropriated by this section to pay pensions due for the 1971-73 biennium. Funds appropriated by this section shall be used only to the extent that interest earnings on accumulated state contributions are not sufficient to make pension payments and to pay the state's share of the system's operating costs under Chapter 41.32 RCW. For the 1971-73 biennium, the state shall not be required to appropriate funds for the 'normal contribution' nor for the 'unfunded liability contribution' required by RCW 41.32.401. The board of trustees shall determine pension payments, interest earning on accumulated state contributions, and the portion of funds appropriated by this section necessary for each quarter, and shall notify the state treasurer of the transfers necessary from the general fund to the teachers' retirement fund in accordance with RCW 41.32.401: PROVIDED FURTHER, That this section shall not affect member contributions under Chapter 41.32 RCW: General Fund Appropriation . . . \$20,000,000"

The following is the Governor's Message relating to the veto of Section 90: (For complete text of Governor's Veto Message, see 1971 House Journal, pp. 2287-2299.)

"On page 55, beginning on line 25, I have vetoed the entire section appropriating \$20 million for contributions to the Teachers' Retirement System.

"The Budget as passed by the 1971 Legislature is in excess of \$22 million out of balance. A preliminary analysis indicates that of this amount, approximately \$15 million is needed to maintain the state \$365 per pupil guarantee for students in kindergarten through the twelfth grade during the 1972-73 fiscal year. It is equally clear that unless the 1972 Special Session of the Legislature adds approximately \$15 million to the Common School Apportionment appropriation, local school districts will either have to reduce the quality of their education programs or increase special levies to supplement the inadequate amount of state funds provided in the Appropriations bill. Because I do not believe it is desirable to reduce the quality of education and because I am opposed to increasing special levies to make up for an inadequate amount of state support, I am vetoing the General Fund appropriation of \$20 million and will ask the 1972 Special Session of the Legislature to make a supplemental appropriation to the Superintendent of Public Instruction to assure that the \$365 per pupil guarantee can be maintained for both years of the 1971-73 biennium. I would like to point out that by vetoing the appropriation to the Teachers' Retirement Fund, it is with complete assurance that pensions payments to retired teachers will be made.

"I recognize that the veto of the appropriation to the Teachers' Retirement System also deletes state funds used to pay one-half of the administrative cost of the system. The appropriation for administration has been left intact. In order to meet the formula for payment of administrative costs contemplated by RCW 41.32.410 and insure that the members of the system will not have to bear an inequitable share of the administrative costs, funds from my emergency fund appropriation will be made available to pay one-half of administrative costs until a supplemental appropriation can be provided by the 1972 Legislature."

Representatives Grant, Beck and Johnson spoke in favor of the motion, and Representative Shera spoke against it.

Mr. Rosellini demanded an oral roll call and the demand was sustained.

Representatives Anderson, Perry, O'Brien and Moon spoke in favor of the motion, and Representatives Conway, Goldsworthy, Wolf and Flanagan spoke against it.

Representatives Grant and Johnson spoke again in favor of the motion.

ROLL CALL

The Clerk called the roll on the motion by Mr. Grant that section 90, Engrossed Substitute House Bill No. 151 of the 1971 session of the Legislature, do pass the House, notwithstanding the veto of the Governor, and the motion failed to receive the necessary two-thirds majority by the following vote: Yeas, 54; nays, 43; not voting, 2.

Voting yea: Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Costanti, Douthwaite, Farr, Gallagher, Grant, Hansey, Haussler, Hoggins, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, O'Brien, Paris, Perry, Randall, Rosellini, Savage, Sawyer, Shinpoch, Thompson, Van Dyk, Williams, Wojahn, Zimmerman.

Voting nay: Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Conway, Copeland, Cunningham, Eikenberry, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hatfield, Hubbard, Jones, Juelling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehne, Mentor, Morrison, Newhouse, North, Pardini, Polk, Rabel, Richardson, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf, Mr. Speaker.

Not Voting: Representatives Curtis, Ross.

ANNOUNCEMENT BY THE SPEAKER

The Speaker: "The Committee on Rules and Administration will meet at approximately 1:30 p.m. Members of the Rules Committee will meet in front of the rostrum here at 1:30, to be escorted over to House Office Building, Room 431, by the Sergeant at Arms for our first open executive session of that committee in history. The Speaker will grant special leave for the Committee on Elections and Apportionment to meet at their regularly-scheduled time at 1:30 in the majority caucus room."

PARLIAMENTARY INQUIRY

Mr. King: "Will individual legislators who wish to sit in on the first Rules Committee meeting that is open to the public, be allowed to be escorted at the same time, since we are under Call of the House?"

The Speaker: "I am afraid that would not be permitted under our rules, unfortunately."

Mr. King: "Could I point out then that we will be denied the opportunity to sit in on the first open meeting of the Rules Committee?"

The Speaker: "I will assure you that we will hold others that you can sit in on."

The Speaker declared the House to be at ease until

2:00 p.m.

The Speaker called the House to order.

VETO MESSAGES

ENGROSSED SUBSTITUTE HOUSE BILL NO. 283:

An act relating to revenue and taxation.

MOTION

Mr. Sawyer moved that consideration of the Governor's Veto Message on Engrossed Substitute House Bill No. 283 be deferred until the third order of business tomorrow.

Representatives Sawyer and Bledsoe spoke in favor of the motion.

The motion was carried.

REPORTS OF STANDING COMMITTEES

January 14, 1972

HOUSE BILL NO. 34, Prime sponsor: Representative Kopet, updating state land reclamation procedures, reported by Committee on Natural Resources and Ecology.

MAJORITY recommendation: Do pass. Signed by Representatives Zimmerman, Chairman, Newhouse, Vice Chairman, Bradley, Charnley, Cunningham, Gallagher, Hurley, Julin, Kilbury, Kraabel, Luders, Martinis, McCormick, North, Richardson, Schumaker, Smith, Thompson, Van Dyk, Williams Wojahn.

To Committee on Rules and Administration for second reading.

January 14, 1972

HOUSE BILL NO. 35, Prime sponsor: Representative Kopet, abolishing the land settlement act, reported by Committee on Natural Resources and Ecology.

MAJORITY recommendation: Do pass. Signed by Representatives Zimmerman, Chairman, Newhouse, Vice Chairman, Bradley, Charnley, Cunningham, Gallagher, Hurley, Julin, Kilbury, Kraabel, Luders, Martinis, McCormick, North, Richardson, Schumaker, Smith, Thompson, Van Dyk, Williams, Wojahn.

To Committee on Rules and Administration for second reading.

January 14, 1972

HOUSE BILL NO. 103, Prime sponsor: Representative Wolf, permitting private insurance companies to write

workmen's compensation coverage in competition with the state monopoly coverage; requiring benefit and pension levels, safety standards, rules for procedure, to be the same as those set for state fund; and changing the method for collection per day contribution for prior pensions, reported by Committee on Labor and Employment Security.

MAJORITY recommendation: Do pass. Signed by Representatives Hubbard, Chairman, Hatfield, Vice Chairman, Curtis, Flanagan, Morrison, Newhouse, Wanamaker.

MINORITY recommendation: Do not pass. Signed by Representatives Charette, Grant, Johnson, McDermott, Randall, Savage.

To Committee on Rules and Administration for second reading.

#### SECOND READING

The Speaker declared the House to be at ease.  
The Speaker called the House to order.

HOUSE JOINT MEMORIAL NO. 1, by Representatives Pardini, Newhouse, Wolf, Bledsoe, Amen, Bozarth, Barden, Benitz, Berentson, Blair, Bluechel, Brown, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hanson, Hatfield, Hoggins, Hubbard, Jones, Juelling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, Mentor, Morrison, North, Polk, Rabel, Richardson, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Swayze and Wanamaker:

Memorializing Congress and the President to take action to prevent renewal of the west coast dock strike.

The memorial was read the second time.

Mr. Grant moved adoption of the following amendment:

Beginning on page 1, line 26, strike the following language:

"WHEREAS, It appears imminent that the strike by west coast longshoremen will be renewed, not by reason of the failure of settlement negotiations, but by the growing jurisdictional disputes between leaders of the longshoremen and teamsters as to which functions each shall perform, in direct contravention of federal labor laws; and"

Representatives Grant and Perry spoke in favor of adoption of the amendment, and Representatives Newhouse and Pardini spoke against it.

#### POINT OF INQUIRY

Mr. Grant yielded to question by Mr. Bledsoe.

Mr. Bledsoe: "Mr. Grant, we are starting to draw

some party lines here. I am concerned with trying to pass this memorial through this body. Sincerely, show biz aside and everything else aside, I would like to pass this thing out of here. Were we to accede to your request here, the aisle notwithstanding, and accept your amendment--could we count on your support to transmit this memorial through this body and to the Senate in the form in which you have altered it?"

Mr. Grant: "Mr. Bledsoe, I think those of us who represent different viewpoints than you or some of the others perhaps are as concerned with the loss of markets that can occur as the result of a strike of this nature as you are on that side of the aisle. I think, however that the memorial, as it was originally drafted, does wave a red flag at labor. As I pointed out to you, and as Representative Perry pointed out, if it is a jurisdictional dispute it is illegal now and there is no additional legislation that is necessary. But to answer your question directly, Mr. Bledsoe, if we can perfect this memorial, you will have my support."

Representatives Bledsoe and Moon spoke in favor of the amendment by Mr. Grant to House Joint Memorial No. 1.

The amendment by Mr. Grant was adopted.

Mr. Smith moved adoption of the following amendment:

On page 2, beginning on line 10, strike the following language: "including, but not limited to, direction by Executive Order that the Wage and Price Control Board under the Economic Stabilization Program give special consideration to proposed longshoremen contract settlements in view of the overriding economic interests and welfare of areas which would be adversely affected by a longshoremen strike;"

Representatives Smith and Grant spoke in favor of the amendment.

#### POINT OF INQUIRY

Mr. Smith yielded to question by Mr. Bottiger.

Mr. Bottiger: "Representative Smith, if we enact your amendment, would the net effect be that the longshoremen would not be included within the Wage and Price Control?"

Mr. Smith: "No, I believe that the intent of this memorial merely is to place them on the same consideration as any other group in front of the Wage and Price Control Board, not for special consideration--as I read it."

Mr. Pardini spoke in favor of the amendment, and Mr. Douthwaite spoke against it.

The amendment by Mr. Smith was adopted.

Mr. Grant moved adoption of the following amendment:

On page 2, beginning on line 15, strike the following language: "; and that the Congress of the United States immediately take steps necessary to enact such legislation as may be required to prevent a renewal of the strike by west coast longshoremen"

Representatives Grant and Perry spoke in favor of the amendment, and Representatives Pardini, Amen and Bledsoe spoke against it.

The amendment by Mr. Grant was not adopted.

Mr. Cunningham moved adoption of the following amendment:

On page 2, line 17 after "renewal of the" and before "strike" insert "current"

Representatives Cunningham, Grant and Perry spoke in favor of the amendment, and Representative Wolf spoke against it.

Mr. Chatalas demanded an electric roll call, and the demand was sustained.

#### ROLL CALL

The Clerk called the roll on the adoption of the amendment by Representative Cunningham to House Joint Memorial No. 1, and the amendment was adopted by the following vote: Yeas, 72; nays, 25; not voting, 2.

Voting Yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Berentson, Blair, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Copeland, Costanti, Cunningham, Douthwaite, Farr, Gallagher, Grant, Hansey, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kraabel, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, North, O'Brien, Paris, Perry, Rabel, Randall, Richardson, Rosellini, Savage, Sawyer, Shera, Shinpoch, Smith, Thompson, Van Dyk, Williams, Wojahn, Zimmerman, Mr. Speaker.

Voting nay: Representatives Amen, Benitz, Bledsoe, Bluechel, Conway, Eikenberry, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hatfield, Jones, Kopet, Kuehnle, Mentor, Morrison, Newhouse, Pardini, Polk, Schumaker, Smythe, Spanton, Wanamaker, Wolf.

Not voting: Representatives Curtis, Ross.

House Joint Memorial No. 1 was ordered engrossed.

Mr. Wolf moved that the rules be suspended, the second reading considered the third, and under the provisions of Senate Concurrent Resolution No. 2, Engrossed House Joint Memorial No. 1 be placed on final passage.

The motion was carried.

Representatives Grant, Bledsoe, Beck and Cunningham spoke in favor of final passage of the memorial.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Joint Memorial No. 1, and the memorial passed the House by the following vote: Yeas, 95; nays, 2; not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conway, Copeland, Costanti, Cunningham, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Conner, Savage.

Not voting: Representatives Curtis, Ross.

Engrossed House Joint Memorial No. 1, having received the constitutional majority, was declared passed.

## MOTIONS

On motion of Mr. O'Brien, Engrossed House Joint Memorial NO. 1 was ordered transmitted immediately to the Senate.

On motion of Mr. Morrison, the House dispensed with further business under the Call of the House.

On motion of Mr. Morrison, the House adjourned until 10:00 a.m., Tuesday, January 18, 1972.

THOMAS A. SWAYZE, Jr., Speaker.

MALCOLM McBEATH, Chief Clerk.

## NINTH DAY

## MORNING SESSION

House Chamber, Olympia, Wash., Tuesday, January 18, 1972.

The House was called to order at 10:00 a.m. by the Speaker. The Clerk called the roll and all members were present except Representatives Berentson, Charnley, O'Brien and Rabel.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by Pastor Al Munger of the Christ Memorial Church of Poulsbo.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

## MOTION

On motion of Mr. Morrison, the House advanced to the fourth order of business.

## INTRODUCTION AND FIRST READING

HOUSE BILL NO. 229, by Representatives Lysen, Perry, Bagnariol, Chatalas, Douthwaite, Van Dyk, Maxie, Ross, Grant, Williams, Smythe, Litchman, Merrill and McDermott:

AN ACT Relating to local government; authorizing cities and towns to participate in and implement federally-assisted grant-in-aid programs; providing for public corporations, commissions, and authorities in connection therewith; and adding new sections to chapter 35.21 RCW.

To Committee on Local Government.

HOUSE BILL NO. 230, by Representatives Kraabel, Perry, Rabel, Thompson, Gilleland, Hurley and McDermott:

AN ACT Relating to highways; providing for highway location and design hearing procedures; and adding a new section to chapter 47.04 RCW.

To Committee on Transportation.

HOUSE BILL NO. 231, by Representatives Shera, Juelling, Amen, Curtis, Flanagan, Morrison, Wanamaker, Gladder, Spanton, Eikenberry, Kuehne, Richardson, Hatfield, Pardini, Newhouse, Garrett, Benitz,

Barden, Conway, Polk, Costanti, Schumaker, Kraabel, Goldsworthy, Gilleland, Jones, Hansey and Farr:

AN ACT Relating to public assistance; amending section 74.04.005, chapter 26, Laws of 1959 as last amended by section 1, chapter 173, Laws of 1969 ex. sess. and RCW 74.04.005; and declaring an emergency.

To Committee on Labor and Employment Security.

HOUSE BILL NO. 232, by Representatives Conner and Savage:

AN ACT Relating to superior courts; amending section 6, chapter 125, Laws of 1951 as last amended by section 3, chapter 83, Laws of 1971 ex. sess. and RCW 2.08.064.

To Committee on Judiciary.

HOUSE BILL NO. 233, by Representatives Jones, Perry, Gilleland, Polk, Brouillet, Bluechel, Julin and Litchman:

AN ACT Relating to motor freight carriers; and adding new sections to chapter 81.80 RCW.

To Committee on State Government.

HOUSE BILL NO. 234, by Representatives Rabel, Sawyer and Morrison:

AN ACT Relating to payroll deductions for certificated employees of school districts; and adding a new section to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.67 RCW.

To Committee on Education and Libraries.

HOUSE BILL NO. 235, by Representatives Kilbury, Zimmerman, Bauer, Charnley, Douthwaite and Conner (by Department of Natural Resources request):

AN ACT Relating to conservation of geothermal resources; authorizing the department of natural resources to administer the act; defining its powers and duties; authorizing certain practices and defining certain crimes.

To Committee on Natural Resources and Ecology.

HOUSE BILL NO. 236, by Representatives Conner, Gilleland, Bauer, Beck and Bradley (by Legislative Committee on Transportation request):

AN ACT Relating to motor vehicle tow trucks; prescribing

regulation by the Washington utilities and transportation commission of transportation by tow truck of disabled, abandoned, or damaged motor vehicles, and motor vehicles incapable of self-propulsion, personal effects and/or cargo in custody by towing or hauling only; prescribing issuance of operating authority; requiring all operators of tow trucks offering service to the public to be subject to this chapter; authorizing the Washington utilities and transportation commission to adopt such rules and regulations, consistent with the provisions of this chapter as the commission deems necessary or advisable in the public interest; adding a new chapter to Title 81 RCW; creating new sections; providing penalties; and making an effective date.

To Committee on Transportation.

HOUSE BILL NO. 237, by Representatives Hoggins, Haussler, Brouillet, Charette, Brown and Morrison:

AN ACT Relating to public libraries; and adding a new section to chapter 27.12 RCW.

To Committee on Education and Libraries.

HOUSE BILL NO. 238, by Representatives Bottiger, Amen and Perry (by State Patrol request):

AN ACT Relating to arrest citations; amending section 46.64.015, chapter 12, Laws of 1961 as amended by section 70, chapter 32, Laws of 1967 and RCW 46.64.015; and amending section 46.64.030, chapter 12, Laws of 1961 as amended by section 72, chapter 32, Laws of 1967 and RCW 46.64.030.

To Committee on Judiciary.

HOUSE BILL NO. 239, by Representatives Blair, Merrill, Rosellini and Gallagher (by Municipal Committee request):

AN ACT Relating to personal property; amending section 1, chapter 100, Laws of 1925 ex. sess. as amended by section 1, chapter 148, Laws of 1939 and RCW 63.32.010; amending section 2, chapter 289, Laws of 1959 and RCW 63.36.040; amending section 3, chapter 289, Laws of 1959 and RCW 63.36.020; and amending section 1, chapter 104, Laws of 1961 and RCW 63.40.010.

To Committee on Local Government.

HOUSE BILL NO. 240, by Representatives Marsh, Kirk and Farr

(by Department of Social and Health Services request):

AN ACT Relating to the vocationally handicapped; providing for specific exemptions from prevailing rate of wages on public works; and adding a new section to chapter 39.12 RCW.

To Committee on Labor and Employment Security.

HOUSE BILL NO. 241, by Representatives Bledsoe, Julin, Rabel and Hubbard:

AN ACT Relating to limited partnerships; amending section 25.08.020, chapter 15, Laws of 1955 and RCW 25.08.020; amending section 25.08.070, chapter 15, Laws of 1955 and RCW 25.08.070; amending section 25.08.090, chapter 15, Laws of 1955 and RCW 25.08.090; amending section 25.08.190, chapter 15, Laws of 1955 and RCW 25.08.190; and amending section 25.08.240, chapter 15, Laws of 1955 and RCW 25.08.240.

To Committee on Judiciary.

HOUSE BILL NO. 242, by Representatives Johnson, Luders, Costanti, Cunningham, Bauer, Wolf, Gilleland and Van Dyk:

AN ACT Relating to education; and amending section 3, chapter ... (HB 82), Laws of 1972 1st ex. sess. and RCW 28A.58.100.

To Committee on Education and Libraries.

HOUSE BILL NO. 243, by Representatives Zimmerman, Maxie, Kiskaddon and Backstrom (by Department of Social and Health Services request):

AN ACT Relating to corrections; providing for industrial insurance for certain inmates; amending section 72.60.100, chapter 28, Laws of 1959 and RCW 72.60.100; adding a new section to chapter 72.60 RCW; and adding a new section to chapter 72.64 RCW.

To Committee on Labor and Employment Security.

HOUSE BILL NO. 244, by Representatives Amen, Hubbard, Haussler, Bozarth, Gladder, Flanagan, Goldsworthy, Wolf, Kuehne, Spanton, Wanamaker, Richardson, Schumaker, Bauer, Zimmerman, May, Martinis and Mentor:

AN ACT Relating to the Shoreline Management Act of 1971; and amending section 24, chapter 286, Laws of 1971 ex. sess. and RCW 90.58.240.

To Committee on Natural Resources and Ecology.

HOUSE BILL NO. 245, by Representatives North, Haussler and Merrill:

AN ACT Relating to boundary review boards; and adding new sections to chapter 189, Laws of 1967 and to chapter 36.93 RCW.

To Committee on Local Government.

HOUSE BILL NO. 246, by Representatives Bledsoe, Savage, Benitz, Kilbury, Morrison and Johnson:

AN ACT Relating to sales and use taxes; amending section 82.08.030, chapter 15, Laws of 1961 as last amended by section 1, chapter 11, Laws of 1971 ex. sess. and RCW 82.08.030; amending section 82.12.030, chapter 15, Laws of 1961 as last amended by section 10, chapter 299, Laws of 1971 ex. sess. and RCW 82.12.030; creating a new section; and declaring an emergency.

To Committee on Revenue and Taxation.

HOUSE BILL NO. 247, by Representatives Wanamaker, Mentor, Eikenberry, Brown, Beck, Bozarth, King, Litchman, North, Randall, Berentson, Ceccarelli, Curtis, Maxie and Merrill:

AN ACT Relating to revenue and taxation; providing certain tax exemptions; adding new sections to chapter 84.36 RCW; providing penalties; and making an effective date.

To Committee on Revenue and Taxation.

HOUSE BILL NO. 248, by Representatives Brown, Charette, Rabel, Ceccarelli, Blair, North, Kraabel, Jones, Barden, Paris, Kiskaddon, Bledsoe, Charnley, Douthwaite, Maxie, Bradley, Curtis, Gilleland and Hoggins (by Executive and Secretary of State request):

AN ACT Relating to the regulation and reporting of campaign contributions and expenditures; establishing an elections commission; adding a new chapter to Title 29 RCW; creating new sections; repealing section 29.18.140, chapter 9, Laws of 1965, section 9, chapter 150, Laws of 1965 ex. sess. and RCW 29.18.140; repealing section 29.85.270, chapter 9, Laws of 1965 and RCW 29.85.270; prescribing penalties; and providing an effective date.

To Committee on Elections and Apportionment.

HOUSE BILL NO. 249, by Representatives Martinis, Charette, Wolf and Conner:

AN ACT Relating to food fish and shellfish; adding new

sections to chapter 12, Laws of 1955 and to chapter 75.28 RCW; and providing an effective date.

To Committee on Natural Resources and Ecology.

HOUSE BILL NO. 250, by Representatives Martinis, Cunningham, McCormick, Wojahn, Charnley, Douthwaite and Gilleland:

AN ACT Relating to motor vehicles; amending section 7, chapter 140, Laws of 1967 as last amended by section 38, chapter 281, Laws of 1969 ex. sess. and RCW 46.12.101; and amending section 46.12.120, chapter 12, Laws of 1961 as amended by section 2, chapter 140, Laws of 1967, and RCW 46.12.120.

To Committee on Transportation.

HOUSE BILL NO. 251, by Representatives Blair, Bagnariol, Barden, Ross, Merrill, Backstrom, Luders, Litchman, Ceccarelli, Gladder, Douthwaite, Perry, Chatalas, McCormick, Bradley, Gallagher, Kilbury, Hurley, Bauer and Maxie:

AN ACT Relating to health care services; adding a new section to chapter 48.44 RCW; and declaring an emergency.

To Committee on Financial Institutions and Insurance.

HOUSE BILL NO. 252, by Representatives Johnson, Bledsoe, Kilbury and Benitz:

AN ACT Relating to horse racing; expanding membership of the Washington horse racing commission; and amending section 2, chapter 55, Laws of 1933 as amended by section 1, chapter 233, Laws of 1969 ex. sess. and RCW 67.16.012.

To Committee on Agriculture.

HOUSE BILL NO. 253, by Representatives King and Curtis:

AN ACT Relating to the regulation of businesses; adding a new chapter to Title 18 RCW; and prescribing penalties.

To Committee on Business and Professions.

HOUSE BILL NO. 254, by Representatives Charette, Zimmerman, Perry and Kilbury:

AN ACT Relating to public utility districts; and amending section 3, chapter 124, Laws of 1955 as amended by

section 3, chapter 220, Laws of 1971 ex. sess. and RCW 54.04.080.

To Committee on State Government.

HOUSE BILL NO. 255, by Representatives Backstrom, Moon, May, Luders, Maxie, Hoggins, Johnson, Litchman and Brouillet:

AN ACT Relating to public employment; adding a new section to chapter 41.26 RCW; adding a new section to chapter 41.32 RCW; adding a new section to 41.40 RCW; and declaring an emergency.

To Committee on Financial Institutions and Insurance.

HOUSE BILL NO. 256, by Representatives Johnson, Kilbury, Charette and Perry:

AN ACT Relating to gubernatorial appointments; and amending section 43.06.030, chapter 8, Laws of 1965 and RCW 43.06.030.

To Committee on State Government.

HOUSE BILL NO. 257, by Representatives Zimmerman, Charette, Wolf, Cunningham, Kilbury, King, Conner, Douthwaite, Litchman, Kiskaddon, Thompson and Randall (by Department of Ecology request):

AN ACT Relating to environmental quality; providing for construction of new facilities for the control of pollution; furthering the economic development of the state; amending section 5, chapter 65, Laws of 1955 as amended by section 1, chapter 131, Laws of 1967 and RCW 53.08.040; adding new sections to chapter 65, Laws of 1955 and to chapter 53.08 RCW; creating new sections; and declaring an emergency.

To Committee on Natural Resources and Ecology.

HOUSE BILL NO. 258, by Representatives Pardini and Merrill:

AN ACT Relating to insurance; amending section .18.02, chapter 79, Laws of 1947 as amended by section 4, chapter 17, Laws of 1970 ex. sess. and RCW 48.18.020; amending section 2, chapter 104, Laws of 1969 and RCW 48.18A.020; amending section 3, chapter 104, Laws of 1969 and RCW 48.18A.030; amending section 5, chapter 104, Laws of 1969 and RCW 48.18A.050; amending section 6, chapter 104, Laws of 1969 and RCW 48.18A.060; amending section .24.07, chapter 79, Laws of 1947 as last amended by section 1, chapter 86, Laws of 1963 and RCW 48.24.070; adding a new section to chapter 79, Laws of 1947 and

to chapter 48.18 RCW; and repealing section .18.38, chapter 79, Laws of 1947 and RCW 48.18.380.

To Committee on Financial Institutions and Insurance.

HOUSE BILL NO. 259, by Representatives Gallagher, Polk, Marzano, Barden, Litchman, Benitz, King, Juelling and Bagnariol (by Joint Committee on Governmental Cooperation request):

AN ACT Relating to the investment of permanent state funds; and amending section 1, chapter 104, Laws of 1965 ex. sess. as amended by section 1, chapter 2, Laws of 1967 ex. sess. and RCW 43.84.011.

To Committee on Higher Education.

HOUSE BILL NO. 260, by Representatives Hansey, Beck and Wanamaker (by Department of Highways request):

AN ACT Relating to the marine employee commission; and amending section 47.64.020, chapter 13, Laws of 1961 and RCW 47.64.020.

To Committee on State Government.

HOUSE BILL NO. 261, by Representatives Morrison, Chatalas and Bagnariol (by Public Employees' Retirement System request):

AN ACT Relating to public employment; amending section 3, chapter 209, Laws of 1969 ex. sess. as last amended by section 6, chapter 257, Laws of 1971 ex. sess. and RCW 41.26.030; amending section 4, chapter 209, Laws of 1969 ex. sess. as amended by section 2, chapter 6, Laws of 1970 ex. sess. and RCW 41.26.040; amending section 4, chapter 257, Laws of 1971 ex. sess. and RCW 41.26.046; amending section 5, chapter 257, Laws of 1971 ex. sess. and RCW 41.26.047; amending section 5, chapter 209, Laws of 1969 ex. sess. as last amended by section 7, chapter 257, Laws of 1971 ex. sess. and RCW 41.26.050; amending section 3, chapter 216, Laws of 1971 ex. sess. and RCW 41.26.085; amending section 9, chapter 209, Laws of 1969 ex. sess. as last amended by section 8, chapter 257, Laws of 1971 ex. sess. and RCW 41.26.090; amending section 10, chapter 209, Laws of 1969 ex. sess. as last amended by section 9, chapter 257, Laws of 1971 ex. sess. and RCW 41.26.100; amending section 12, chapter 209, Laws of 1969 ex. sess. as amended by section 7, chapter 6, Laws of 1970 ex. sess. and RCW 41.26.120; amending section 14, chapter 209, Laws of 1969 ex. sess. as amended by section 9, chapter 6, Laws of 1970 ex. sess. and RCW 41.26.140; amending section 17, chapter 209, Laws of 1969 ex. sess. as last amended by section

11, chapter 257, Laws of 1971 ex. sess. and RCW 41.26.160; adding a new section to chapter 41.26 RCW; and declaring an emergency.

To Committee on Financial Institutions and Insurance.

HOUSE BILL NO. 262, by Representatives Randall, Rabel, Douthwaite, Hoggins and Mentor (by Parks and Recreation Commission request):

AN ACT Relating to conveyances for persons in winter sport activities; amending section 1, chapter 327, Laws of 1959 as last amended by section 1, chapter 85, Laws of 1965 ex. sess. and RCW 70.88.010; amending section 2, chapter 327, Laws of 1959 and RCW 70.88.020; amending section 3, chapter 327, Laws of 1959 and RCW 70.88.030; amending section 7, chapter 327, Laws of 1959 as amended by section 2, chapter 253, Laws of 1961 and RCW 70.88.070; amending section 8, chapter 327, Laws of 1959 and RCW 70.88.080; amending section 9, chapter 327, Laws of 1959 and RCW 70.88.090; amending section 10, chapter 327, Laws of 1959 and RCW 70.88.100; and adding a new section to chapter 327, Laws of 1959 and to chapter 70.88 RCW.

To Committee on Labor and Employment Security.

HOUSE BILL NO. 263, by Representatives Cunningham, Thompson, Zimmerman and Charnley:

AN ACT Relating to revenue and taxation; amending section 4, chapter 180, Laws of 1971 ex. sess. and RCW 90.48.390; and adding a new chapter to Title 82 RCW.

To Committee on Revenue and Taxation.

HOUSE BILL NO. 264, by Representative Bagnariol:

AN ACT Relating to mutual savings banks; authorizing acceptance of certain demand deposits; and adding a new section to chapter 32.08 RCW.

To Committee on Financial Institutions and Insurance.

HOUSE BILL NO. 265, by Representatives Conway, Kuehnle, Schumaker, Hatfield, Hurley, Smith and Curtis:

AN ACT Relating to private property; and adding a new chapter to Title 8 RCW.

To Committee on Judiciary.

HOUSE BILL NO. 266, by Representatives Gallagher, Polk, Marzano, Barden, Litchman, Benitz, King, Jueling,

Bagnariol, Mentor and Merrill (by Joint Committee on Governmental Cooperation request):

AN ACT Relating to savings and loan associations; and amending section 15, chapter 107, Laws of 1969 and RCW 33.24.290.

To Committee on Higher Education.

HOUSE BILL NO. 267, by Representatives Gallagher, Sawyer, Marsh, Adams, Haussler, Grant, Rosellini, King, Marzano, Jastad, O'Brien, Merrill, Backstrom, Bagnariol, Bauer, Beck, Bledsoe, Bradley, Ceccarelli, Chatalas, Hoggins, Johnson, Kilbury, Knowles, Litchman, Luders, Lysen, Maxie, McCormick, Paris, Randall, Shipoch, Van Dyk, Wojahn and Zimmerman:

AN ACT Relating to elections; providing for the regulation and reporting of campaign contributions and expenditures; adding a new chapter to chapter 9, Laws of 1965 and to Title 29 RCW; repealing section 29.18.140, chapter 9, Laws of 1965, section 9, chapter 150, Laws of 1965 ex. sess. and RCW 29.18.140; prescribing penalties; and making an effective date.

To Committee on Elections and Apportionment.

HOUSE BILL NO. 268, by Representatives Barden, Gallagher, Marzano, Polk, Litchman, Benitz, King, Juelling, Bagnariol and Chatalas (by Joint Committee on Governmental Cooperation request):

AN ACT Relating to the Washington public employees' retirement system; and amending section 8, chapter 155, Laws of 1965 as amended by section 3, chapter 128, Laws of 1969 and RCW 41.40.071.

To Committee on Higher Education.

HOUSE BILL NO. 269, by Representatives McDermott, Charnley, Kilbury and Maxie:

AN ACT Relating to elections; providing for the regulation and reporting of campaign contributions and expenditures; establishing an elections commission; adding a new chapter to chapter 9, Laws of 1965 and to Title 29 RCW; repealing section 29.18.140, chapter 9, Laws of 1965, section 9, chapter 150, Laws of 1965 ex. sess. and RCW 29.18.140; prescribing penalties; making an appropriation; and declaring an emergency.

To Committee on Elections and Apportionment.

HOUSE BILL NO. 270, by Representatives Kopet, Marsh, Goldsworthy and Thompson:

AN ACT Relating to the budget and accounting system; amending section 43.88.020, chapter 8, Laws of 1965 as amended by section 9, chapter 239, Laws of 1969 ex. sess. and RCW 43.88.020; amending section 43.88.060, chapter 8, Laws of 1965 and RCW 43.88.060; amending section 43.88.090, chapter 8, Laws of 1965 and RCW 43.88.090; and adding a new section to chapter 8, Laws of 1965 and to chapter 43.88 RCW.

To Committee on Appropriations.

HOUSE BILL NO. 271, by Representatives Mentor, Randall, Hoggins, Costanti, Farr and Hansey:

AN ACT Relating to parks and recreation; and amending section 43.51.060, chapter 8, Laws of 1965 as amended by section 1, chapter 99, Laws of 1969 and RCW 43.51.060.

To Committee on Natural Resources and Ecology.

HOUSE BILL NO. 272, by Representatives Barden, Gallagher, Polk, Litchman, Benitz, King, Juelling and Bagnariol (by Joint Committee on Governmental Cooperation request):

AN ACT Relating to the investment of accident, medical aid, and reserve funds; amending section 51.44.100, chapter 23, Laws of 1961 as last amended by section 1, chapter 41, Laws of 1961 ex. sess. and RCW 51.44.100; and creating a new section.

To Committee on Higher Education.

HOUSE BILL NO. 273, by Representatives Smythe, Maxie, Kiskaddon, Savage and Rabel:

AN ACT Relating to education; and amending section 28B.15.500, chapter 223, Laws of 1969 ex. sess. as amended by section 10, chapter 279, Laws of 1971 ex. sess. and RCW 28B.15.500.

To Committee on Higher Education.

HOUSE BILL NO. 274, by Representatives Bauer, Zimmerman, Marsh, Gallagher, Haussler and Kilbury:

AN ACT Relating to revenue and taxation; amending section 4, chapter 288, Laws of 1971 ex. sess. and RCW 84.36.370; and amending section 5, chapter 288, Laws of 1971 ex. sess. and RCW 84.36.380.

To Committee on Revenue and Taxation.

HOUSE BILL NO. 275, by Representatives Kopet, Backstrom and Bluechel:

AN ACT Relating to revenue and the state trade fair fund; and creating new sections.

To Committee on Appropriations.

HOUSE BILL NO. 276, by Representatives Farr, Kirk and Newhouse:

AN ACT Relating to comprehensive health planning; and amending section 3, chapter 198, Laws of 1971 ex. sess. and RCW 70.38.020.

To Committee on Social and Health Services.

HOUSE BILL NO. 277, by Representatives Hubbard, Grant, Newhouse, Morrison, King, Perry, Chatalas, Charette, Rosellini, Sawyer, Merrill, O'Brien and Litchman (by Department of Labor and Industries request):

AN ACT Relating to industrial insurance; amending section 51.04.010, chapter 23, Laws of 1961 and RCW 51.04.010; amending section 51.04.080, chapter 23, Laws of 1961 and RCW 51.04.080; amending section 67, chapter 289, Laws of 1971 ex. sess. and RCW 51.04.110; amending section 51.08.015, chapter 23, Laws of 1961 and RCW 51.08.015; amending section 88, chapter 289, Laws of 1971 ex. sess. and RCW 51.08.175; amending section 51.12.010, chapter 23, Laws of 1961 as amended by section 2, chapter 289, Laws of 1971 ex. sess. and RCW 51.12.010; amending section 51.12.020, chapter 23, Laws of 1961 as amended by section 3, chapter 289, Laws of 1971 ex. sess. and RCW 51.12.020; amending section 51.12.050, chapter 23, Laws of 1961 and RCW 51.12.050; amending section 51.12.080, chapter 23, Laws of 1961 and RCW 51.12.080; amending section 51.12.090, chapter 23, Laws of 1961 and RCW 51.12.090; amending section 51.12.100, chapter 23, Laws of 1961 and RCW 51.12.100; amending section 82, chapter 289, Laws of 1971 ex. sess. and RCW 51.12.120; amending section 27, chapter 289, Laws of 1971 ex. sess. and RCW 51.14.020; amending section 51.16.120, chapter 23, Laws of 1961 and RCW 51.16.120; amending section 51.16.130, chapter 23, Laws of 1961 and RCW 51.16.130; amending section 51.16.150, chapter 23, Laws of 1961 and RCW 51.16.150; amending section 51.28.030, chapter 23, Laws of 1961 as amended by section 6, chapter 289, Laws of 1971 ex. sess. and RCW 51.28.030; amending section 51.32.040, chapter 23, Laws of 1961 as last amended by section 43, chapter 289, Laws of 1971 ex. sess. and RCW 51.32.040; amending section 51.32.050, chapter 23, Laws of 1961 as last amended by section 7, chapter 289, Laws of 1971 ex. sess. and RCW 51.32.050; amending section 51.32.060, chapter 23, Laws of 1961

as last amended by section 8, chapter 289, Laws of 1971 ex. sess. and RCW 51.32.060; amending section 17, chapter 289, Laws of 1971 ex. sess. and RCW 51.32.073; amending section 51.32.080, chapter 23, Laws of 1961 as last amended by section 10, chapter 289, Laws of 1971 ex. sess. and RCW 51.32.080; amending section 51.32.090, chapter 23, Laws of 1961 as last amended by section 11, chapter 289, Laws of 1971 ex. sess. and RCW 51.32.090; amending section 12, chapter 289, Laws of 1971 ex. sess. and RCW 51.32.095; amending section 47, chapter 289, Laws of 1971 ex. sess. and RCW 51.32.190; amending section 51.44.040, chapter 23, Laws of 1961 and RCW 51.44.040; amending section 51.44.060, chapter 23, Laws of 1961 and RCW 51.44.060; amending section 51.44.080, chapter 23, Laws of 1961 as amended by section 57, chapter 289, Laws of 1971 ex. sess. and RCW 51.44.080; amending section 58, chapter 289, Laws of 1971 ex. sess. and RCW 51.44.140; amending section 51.44.090, chapter 23, Laws of 1961 and RCW 51.44.090; amending section 51.52.110, chapter 23, Laws of 1961 as last amended by section 24, chapter 289, Laws of 1971 ex. sess. and RCW 51.52.110; adding a new section to chapter 23, Laws of 1961 and to chapter 51.08 RCW; adding new sections to chapter 23, Laws of 1961 and to chapter 51.48 RCW; repealing section 51.08.080, chapter 23, Laws of 1961 and RCW 51.08.080; repealing section 51.08.090, chapter 23, Laws of 1961 and RCW 51.08.090; repealing section 51.08.120, chapter 23, Laws of 1961 and RCW 51.08.120; repealing section 51.08.130, chapter 23, Laws of 1961 and RCW 51.08.130; repealing section 51.08.170, chapter 23, Laws of 1961 and RCW 51.08.170; repealing section 51.08.190, chapter 23, Laws of 1961 and RCW 51.08.190; repealing section 51.12.030, chapter 23, Laws of 1961 and RCW 51.12.030; repealing section 51.12.040, chapter 23, Laws of 1961 and RCW 51.12.040; repealing sections 51.20.005 through 51.20.600, chapter 23, Laws of 1961 and RCW 51.20.005 through 51.20.600; and prescribing penalties.

To Committee on Labor and Employment Security.

HOUSE BILL NO. 278, by Representatives Smythe, Wanamaker, Bledsoe and Hoggins:

AN ACT Relating to taxation; amending section 84.36.120, chapter 15, Laws of 1965 and RCW 84.36.120; amending section 84.36.120, chapter 15, Laws of 1965, as amended by section 72, chapter 299, Laws of 1971 ex. sess. and RCW 84.36.120; adding new sections to chapter 84.36 RCW; declaring an emergency; and establishing effective dates.

To Committee on Revenue and Taxation.

HOUSE BILL NO. 279, by Representatives Thompson, Zimmerman,

Luders, North and Randall:

AN ACT Relating to water pollution; and adding a new section to chapter 90.48 RCW.

To Committee on Natural Resources and Ecology.

HOUSE BILL NO. 280, by Representatives Barden, Savage, Polk, Hoggins and Mentor (by Joint Committee on Governmental Cooperation request):

AN ACT Relating to the removal of wood debris from the tidal waters of the state of Washington; adding a new chapter to Title 76 RCW; and prescribing penalties.

To Committee on Natural Resources and Ecology.

HOUSE BILL NO. 281, by Representatives Maxie, Moon, Bledsoe, Van Dyk, Charette, Lysen, Perry, Adams, Marzano, Jastad, McCormick, North, Kirk, Backstrom, Ceccarelli, Chatalas, Litchman, Merrill and McDermott:

AN ACT Relating to the state's elderly citizens; providing certain state aid thereto; and creating new sections.

To Committee on Social and Health Services.

HOUSE BILL NO. 282, by Representatives Smythe, Polk, Wolf, Spanton and North:

AN ACT Relating to higher education; amending section 28B.20.105, chapter 223, Laws of 1969 ex. sess. and RCW 28B.20.105; amending section 28B.20.130, chapter 223, Laws of 1969 ex. sess. and RCW 28B.20.130; amending section 28B.30.120, chapter 223, Laws of 1969 ex. sess. and RCW 28B.30.120; amending section 28B.30.150, chapter 223, Laws of 1969 ex. sess. and RCW 28B.30.150; amending section 28B.40.110, chapter 223, Laws of 1969 ex. sess. and RCW 28B.40.110; amending section 28B.40.120, chapter 223, Laws of 1969 ex. sess. and RCW 28B.40.120; and adding a new section to 28B.10 RCW.

To Committee on Higher Education.

HOUSE BILL NO. 283, by Representatives Mentor, Randall, Jones, Polk, Hoggins, Costanti and Gilleland:

AN ACT Relating to land areas along the Pacific Ocean and Puget Sound; amending section 1, chapter 54, Laws of 1935 and RCW 79.16.130; amending section 1, chapter 105, Laws of 1901 and RCW 79.16.160; amending section 1, chapter 110, Laws of 1901 and RCW

79.16.170; amending section 46.08.180, chapter 12, Laws of 1961 as amended by section 7, chapter 120, Laws of 1967 and RCW 43.51.680; adding a new section to chapter 43.51 RCW; and declaring an emergency.

To Committee on Transportation.

HOUSE BILL NO. 284, by Representatives Smythe, Ross and Gilleland:

AN ACT Relating to intoxicating liquors and providing for the control and regulation thereof; amending section 27, chapter 62, Laws of 1933 ex. sess. as last amended by section 1, chapter 70, Laws of 1971 and RCW 66.24.010; amending section 23-S-1 added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 5, Laws of 1949 as amended by section 1, chapter 208, Laws of 1971 ex. sess. and RCW 66.24.400; adding a new section to chapter 62, Laws of 1933 ex. sess. and to chapter 66.24 RCW; creating new sections; prescribing penalties; and providing for a vote of the people.

To Committee on Business and Professions.

HOUSE BILL NO. 285, by Representatives Grant, Bauer and Kilbury:

AN ACT Relating to classified employees at institutions of higher education; amending section 2, chapter 108, Laws of 1967 ex. sess. and RCW 41.56.020; repealing section 1, chapter 36, Laws of 1969 ex. sess. and RCW 28B.16.010; repealing section 2, chapter 36, Laws of 1969 ex. sess. and RCW 28B.16.020; repealing section 3, chapter 36, Laws of 1969 ex. sess. and RCW 28B.16.030; repealing section 4, chapter 36, Laws of 1969 ex. sess. and RCW 28B.16.040; repealing section 5, chapter 36, Laws of 1969 ex. sess. and RCW 28B.16.050; repealing section 6, chapter 36, Laws of 1969 ex. sess. and RCW 28B.16.060; repealing section 7, chapter 36, Laws of 1969 ex. sess. and RCW 28B.16.070; repealing section 8, chapter 36, Laws of 1969 ex. sess. and RCW 28B.16.080; repealing section 9, chapter 36, Laws of 1969 ex. sess. and RCW 28B.16.090; repealing section 10, chapter 36, Laws of 1969 ex. sess., section 1, chapter 19, Laws of 1971 ex. sess. and RCW 28B.16.100; repealing section 11, chapter 36, Laws of 1969 ex. sess. and RCW 28B.16.110; repealing section 12, chapter 36, Laws of 1969 ex. sess. and RCW 28B.16.120; repealing section 13, chapter 36, Laws of 1969 ex. sess. and RCW 28B.16.130; repealing section 14, chapter 36, Laws of 1969 ex. sess. and RCW 28B.16.140; repealing section 15, chapter 36, Laws of 1969 ex. sess. and RCW 28B.16.150; repealing section 16, chapter 36, Laws of 1969 ex. sess., section 72, chapter 81, Laws of 1971 and RCW 28B.16.160; repealing section 26, chapter 36, Laws of 1969 ex. sess. and RCW

28B.16.170; repealing section 17, chapter 36, Laws of 1969 ex. sess. and RCW 28B.16.180; repealing section 19, chapter 36, Laws of 1969 ex. sess. and RCW 28B.16.190; repealing section 20, chapter 36, Laws of 1969 ex. sess. and RCW 28B.16.200; repealing section 29, chapter 36, Laws of 1969 ex. sess. and RCW 28B.16.210; repealing section 31, chapter 36, Laws of 1969 ex. sess. and RCW 28B.16.220; repealing section 14, chapter 215, Laws of 1969 ex. sess. and RCW 28B.16.230; repealing section 18, chapter 36, Laws of 1969 ex. sess. and RCW 28B.16.900; repealing section 27, chapter 36, Laws of 1969 ex. sess. and RCW 28B.16.910; repealing section 30, chapter 36, Laws of 1969 ex. sess. and RCW 28B.16.920; and repealing section 28, chapter 36, Laws of 1969 ex. sess. and RCW 28B.16.930.

To Committee on Labor and Employment Security.

HOUSE BILL NO. 286, by Representatives Wojahn, Perry, Hubbard, McCormick and Paris:

AN ACT Relating to unemployment compensation; and amending section 81, chapter 35, Laws of 1945 as last amended by section 3, chapter 321, Laws of 1959 and RCW 50.20.130.

To Committee on Labor and Employment Security.

HOUSE BILL NO. 287, by Representatives Mentor, Jones and Costanti:

AN ACT Relating to higher education; and adding a new section to Title 28B RCW.

To Committee on Higher Education.

HOUSE BILL NO. 288, by Representatives Marsh, Bledsoe, Bauer, Smythe and Zimmerman:

AN ACT Relating to state institutions; adding new sections to chapter 72.40 RCW; and creating a new section.

To Committee on Social and Health Services.

HOUSE BILL NO. 289, by Representatives Jastad, Moon, Marzano, Haussler, Adams, Martinis, Ceccarelli and Merrill:

AN ACT Relating to crimes concerning dogs; creating a new section; and prescribing penalties.

To Committee on Agriculture.

HOUSE BILL NO. 290, by Representatives Douthwaite and Ross

(by Executive request):

AN ACT Relating to intoxicating liquors and providing for the control and regulation thereof; amending section 27, chapter 62, Laws of 1933 ex. sess. as last amended by section 1, chapter 70, Laws of 1971 and RCW 66.24.010; amending section 23-S-1 added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 5, Laws of 1949 as amended by section 1, chapter 208, Laws of 1971 ex. sess. and RCW 66.24.400; adding a new section to chapter 62, Laws of 1933 ex. sess. and to chapter 66.24 RCW; prescribing penalties; and providing an effective date.

To Committee on Business and Professions.

HOUSE BILL NO. 291, by Representatives Wanamaker, Beck, Berentson and Costanti (by Legislative Transportation Committee request):

AN ACT Relating to the Washington state ferry system; amending section 82.36.020, chapter 15, Laws of 1961 as last amended by section 3, chapter 85, Laws of 1970 ex. sess. and RCW 82.36.020; amending section 46.68.100, chapter 12, Laws of 1961 as last amended by section 4, chapter 85, Laws of 1970 ex. sess. and RCW 46.68.100; amending section 47.60.150, chapter 13, Laws of 1961 and RCW 47.60.150; amending section 47.60.290, chapter 13, Laws of 1961 and RCW 47.60.290; amending section 5, chapter 9, Laws of 1961 ex. sess. as amended by section 42, chapter 3, Laws of 1963 ex. sess. and RCW 47.60.440; adding new sections to chapter 47.60 RCW; repealing section 47.60.320, chapter 13, Laws of 1961 and RCW 47.60.320; declaring an emergency; and providing an effective date.

To Committee on Transportation.

HOUSE BILL NO. 292, by Representatives O'Brien, Kirk and Merrill:

AN ACT Relating to inheritance taxes; and amending section 1, chapter 8, Laws of 1965 ex. sess. and RCW 83.20.030.

To Committee on Revenue and Taxation.

HOUSE BILL NO. 293, by Representatives North, Perry, Rabel, Kirk and Brown:

AN ACT Relating to school district director terms; amending section 28A.57.336, chapter 223, Laws of 1969 ex. sess. as amended by section 11, chapter 131, Laws of 1969 and RCW 28A.57.336; amending section 9, chapter 131, Laws of 1969 and RCW 28A.57.425; amending

section 10, chapter 131, Laws of 1969 and RCW 28A.57.435; creating a new section; and amending section 29.13.060, chapter 9, Laws of 1965 and RCW 29.13.060.

To Committee on Education and Libraries.

HOUSE BILL NO. 294, by Representatives O'Brien, Kirk and Merrill:

AN ACT Relating to adverse possession; protecting publicly owned lands; and amending section 5, chapter 11, Laws of 1893 as amended by section 7, chapter 292, Laws of 1971 ex. sess. and RCW 7.28.090.

To Committee on Judiciary.

HOUSE JOINT RESOLUTION NO. 70, by Representative Bluechel:

Amending the Constitution relative to state government.

To Committee on State Government.

HOUSE JOINT RESOLUTION NO. 71, by Representative Bluechel:

Amending the Constitution relative to state government.

To Committee on State Government.

HOUSE JOINT RESOLUTION NO. 72, by Representative Bluechel:

Amending the Constitution relative to state government.

To Committee on State Government.

HOUSE JOINT RESOLUTION NO. 73, by Representatives North, Williams, Kraabel, Brown, Charnley and Hoggins:

Limiting number of years legislators may serve in House and Senate.

To Committee on State Government.

HOUSE CONCURRENT RESOLUTION NO. 10, by Representatives Backstrom, Goldsworthy, Chatalas, Marsh, Moon, Bagnariol, Shera, Kopet and Grant:

Authorizing the continued study of alternative methods for funding various retirement systems.

To Committee on Financial Institutions and

Insurance.

SENATE BILLS

SENATE JOINT MEMORIAL NO. 2, by Senators Lewis, Mardesich, Guess, Sellar, Metcalf, Newschwander, Gissberg, Rasmussen, Canfield and Jolly:

Requiring Federal Environmental Protection Agency to encourage its cooperation with the Department of Ecology and other state agencies.

To Committee on Natural Resources and Ecology.

MOTION

On motion of Mr. Morrison, the bills, memorials and resolutions printed on today's agenda under fourth order of business were referred to the committees specified.

MOTION

On motion of Mr. Morrison, the House reverted to the third order of business.

VETO MESSAGE

ENGROSSED SUBSTITUTE HOUSE BILL NO. 283:

An act relating to revenue and taxation.

MOTION

Mr. Bottiger moved that lines 13-15, section 1, page 3, Engrossed Substitute House Bill No. 283 of the 1971 session of the Legislature, do pass the House, notwithstanding the veto of the Governor.

The following are lines 13-15, section 1, page 3, Engrossed Substitute House Bill No. 283 of the 1971 session of the Legislature:

" . . . made for cash or adjusted to a cash value by appropriate discounts for sale conditions other than for cash, and . . ."

The following is the Governor's Message relating to the veto of this portion of section 1: (For complete text of Governor's Veto Message, see 1971 House Journal, pp. 2302-2304.)

"Section 1 purports to establish a new statutory standard to be used in the determination of true and fair value for property tax purposes. It strikes the old statutory criteria for determining true and fair value. Since, in my opinion, the

stricken language does no more than spell out those criteria in determining true and fair value which would be used in accordance with normal appraisal practices, and since the standard of 'true and fair value in money' is still retained, I believe that the elimination of the old statutory language, by itself, makes no substantive change and can therefore stand.

"However, in the new statutory language there are both legal and administrative problems. The language in subsection (1) (a) relating to adjustments by appropriate discounts for sale conditions other than for cash is being vetoed because of its legal uncertainty. It is standard appraisal practice, in the use of comparable sales, either to adjust contract sales where the contract price is inflated by a low down payment or an unreasonably low interest rate, or to reject such comparables entirely. It is not clear whether the new language is simply an expression of an intent to continue this practice, or whether it requires in addition a discount based upon discounts taken in selling, for example, a vendor's interest in a real estate contract. If the latter be the intent, this is not in conformity with standard appraisal practices, will cause serious administrative problems, and will result in substantial lack of uniformity in results."

Mr. Marzano demanded a Call of the House, and the demand was sustained.

CALL OF THE HOUSE

The Sergeant at Arms was instructed to lock the doors.

The Clerk called the roll and all members were present.

On motion of Mr. Bledsoe, the House proceeded with business under the Call of the House.

The Speaker stated the question before the House to be the motion by Mr. Bottiger that lines 13-15, section 1, page 3, Engrossed Substitute House Bill No. 283 of the 1971 session of the Legislature, do pass the House, notwithstanding the veto of the Governor.

Representatives Bottiger and Sawyer spoke in favor of the motion, and Representatives Wolf and Flanagan spoke against it.

Mr. King demanded an oral roll call, and the demand was sustained.

Mr. Zimmerman spoke in favor of the motion, and Mr. Bledsoe spoke against it.

Mr. Sawyer spoke again in favor of the motion by Mr. Bottiger.

#### ROLL CALL

The Clerk called the roll on the motion by Mr. Bottiger that lines 13-15, section 1, page 3, Engrossed Substitute House Bill No. 283 of the 1971 session of the Legislature, do pass the House, notwithstanding the veto of the Governor. The motion failed to receive the necessary two-thirds majority by the following vote: Yeas, 52; nays, 47; not voting, 0.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Douthwaite, Gallagher, Grant, Haussler, Hoggins, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, O'Brien, Perry, Randall, Rosellini, Savage, Sawyer, Shipoch, Smythe, Thompson, Van Dyk, Williams, Wojahn, Zimmerman.

Voting nay: Representatives Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Hubbard, Jones, Juelling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Mentor, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Richardson, Ross, Schumaker, Shera, Smith, Spanton, Wanamaker, Wolf, Mr. Speaker.

#### MOTION

On motion of Mr. Bledsoe, Mr. Berentson was excused from further proceedings under the Call of the House.

#### MOTION

Mr. Sawyer moved that lines 22-26, section 1, page 3, Engrossed Substitute House Bill No. 283 of the 1971 session of the Legislature, do pass the House, notwithstanding the veto of the Governor.

The following are lines 22-26, section 1, page 3, Engrossed Substitute House Bill No. 283 of the 1971 session of the Legislature:

" . . . Similar sales, for the purpose of this subsection, shall be sales of property in the same general or comparable area that are devoted to or to be devoted to the same use as the majority of the property in the area or the property being valued, whichever value is greater. . . ."

The following is the Governor's Message relating to the veto of this portion of section 1: (For complete text of Governor's Veto Message, see 1971 House Journal, pp. 2302-2304.)

"The second item vetoed is the language in the same subsection relating to standards for determining 'similar sales.' Again, it is not clear whether the intent here is simply to continue present appraisal practices with respect to the use of comparable sales, or is to use some other standard. If the intent is the latter, the effect of this would be to discriminate against that vast majority of property which is appraised on the basis of its actual use, in favor of those properties in which highest and best use is not actual use, i.e., in favor of properties being held primarily for speculative investment, and against the typical residential property. Accordingly, this language is being stricken because it is either useless or it is discriminatory in effect.

"With these vetoes the sole change from standard appraisal practices is the requirement of adjustments for direct selling costs. It is clear that the percentage discount or adjustment to be made in accordance with this subsection for direct costs of sale is to be established by the Department of Revenue after appropriate studies, and that the amount of brokerage fees are to be included in this percentage. Since uniform administrative practice in determining that discount is assured, I have allowed this provision to stand.

"The successful continuation of the present state-wide revaluation program necessitates, I believe, as much clarity as possible and the least amount of administrative and legal confusion in the standards to be applied in the appraisal of real property for tax purposes. The item vetoes discussed above have been made with full cognizance of these requirements, and after consultation with the Department of Revenue and representatives of the county assessors. With these item vetoes, I believe that subsection (1) is workable."

Mr. Sawyer spoke in favor of the motion.

#### ADMONITION BY THE SPEAKER

The Speaker: "Mr. Sawyer, you have more than used your ten minutes. Besides, you have convinced me."

Mr. Sawyer: "Good. I have concluded my remarks, and I thank you for your kind attention."

Representative Flanagan spoke against the motion, and Representatives Charette and Barden spoke in favor of it.

Mr. Grant demanded an oral roll call, and the demand was sustained.

Mr. Bottiger spoke in favor of the motion.

#### ROLL CALL

The Clerk called the roll on the motion by Mr. Sawyer that lines 22-26, section 1, page 3, Engrossed Substitute House Bill No. 283 of the 1971 session of the Legislature, do pass the House, notwithstanding the veto of the Governor. The motion failed to receive the necessary two-thirds majority by the following vote: Yeas, 60; nays, 38; not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Copeland, Costanti, Douthwaite, Gallagher, Goldsworthy, Grant, Haussler, Hoggins, Hurley, Jastad, Johnson, Juelling, Kilbury, King, Knowles, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merril, Moon, O'Brien, Perry, Randall, Rosellini, Savage, Sawyer, Shinpoch, Smythe, Spanton, Thompson, Van Dyk, Williams, Wojahn, Zimmerman, Mr. Speaker.

Voting nay: Representatives Benitz, Blair, Bledsoe, Bluechel, Brown, Conway, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Garrett, Gilleland, Gladder, Hansey, Hatfield, Hubbard, Jones, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Mentor, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Richardson, Ross, Schumaker, Shera, Smith, Wanamaker, Wolf.

Not voting: Representative Berentson.

#### MOTION

On motion of Mr. Morrison, Engrossed Substitute House Bill No. 283 of the 1971 session of the Legislature, with the Governor's partial veto was referred to the Committee on Rules and Administration.

#### ANNOUNCEMENT BY THE SPEAKER

The Speaker: "The Speaker would like to announce that the situation in Bill Drafting is improving as the day goes along. They are cranking out bills as fast as they can. They will have to the requesters of legislation everything presently requested before the 5:00 p.m. hopper deadline. It may create some time problems in lining up additional sponsors, but if necessary, you may put your own name on as the prime sponsor, get the bill in the hopper and then get additional sponsors added tomorrow after introduction of bills."

## REPORTS OF STANDING COMMITTEES

January 17, 1972

HOUSE BILL NO. 36, Prime sponsor: Representative Marsh, authorizing advance payments for services, reported by Committee on Appropriations.

MAJORITY recommendation: Do pass. Signed by Representatives Goldsworthy, Chairman, Kopet, Vice Chairman, Backstrom, Brouillet, Charette, Copeland, Costanti, Curtis, Hoggins, Juelling, Kirk, Luders, Lysen, Marsh, Maxie, McDermott, Mentor, Merrill, Moon, North, Paris, Polk, Rosellini, Savage, Shera, Shinpoch, Smith, Thompson, Van Dyk, Wojahn.

To Committee on Rules and Administration for second reading.

January 17, 1972

HOUSE BILL NO. 67, Prime sponsor: Representative Newhouse, providing for access to public recreation lands, reported by Committee on Natural Resources and Ecology.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, section 1, line 21 after "domain" strike everything down to and including "department" on line 27

Signed by Representatives Zimmerman, Chairman, Berentson, Bradley, Charnley, Conner, Cunningham, Flanagan, Gallagher, Gilleland, Hansey, Julin, Kilbury, Kraabel, Luders, McCormick, Thompson, Van Dyk, Wanamaker, Williams.

MINORITY recommendation: Do not pass. Signed by Representatives Richardson, Schumaker, Smith, Wojahn.

To Committee on Rules and Administration for second reading.

January 17, 1972

HOUSE BILL NO. 114, Prime sponsor: Representative Morrison, redistricting the state congressional districts, reported by Committee on Elections and Apportionment.

MAJORITY recommendation: Do pass. Signed by Representatives Brown, Chairman, Morrison, Vice Chairman, Bottiger, North, Pardini, Smythe.

MINORITY recommendation: Do not pass. Signed by Representative Moon.

To Committee on Rules and Administration for second reading.

January 17, 1972

HOUSE BILL NO. 115, Prime sponsor: Representative

Brown, redistricting the legislature, reported by Committee on Elections and Apportionment.

MAJORITY recommendation: Do pass. Signed by Representatives Brown, Chairman, Morrison, Vice Chairman, Bottiger, North, Pardini, Smythe.

MINORITY recommendation: Do not pass. Signed by Representative Moon.

To Committee on Rules and Administration for second reading.

January 17, 1972

HOUSE BILL NO. 116, Prime sponsor: Representative Morrison, redistricting the legislature, reported by Committee on Elections and Apportionment.

MAJORITY recommendation: Do pass. Signed by Representatives Brown, Chairman, Morrison, Vice Chairman, North, Pardini, Smythe.

MINORITY recommendation: Do not pass. Signed by Representatives Bottiger and Moon.

To Committee on Rules and Administration for second reading.

#### SECOND READING

HOUSE CONCURRENT RESOLUTION NO. 6, by Representatives King, Smythe, Brouillet and Litchman (by Joint Committee on Education request):

Relates to drug abuse in schools.

The resolution was read the second time.

Mr. Conway moved adoption of the following amendment by Representatives Conway, Kuehnle and Spanton:

On page 1, strike paragraph 5 as follows:

"WHEREAS, Attempts to enforce anti-drug laws in the schools through the use of undercover narcotics agents have been undertaken without the prior knowledge of school authorities, thus potentially threatening orderly educational processes and causing widespread citizen concern;"

Mr. Eikenberry spoke in favor of the amendment by Representatives Conway, Kuehnle and Spanton.

#### MOTION

On motion of Mr. Bledsoe, the House dispensed with further business under the Call of the House.

Representatives Brouillet and Smythe spoke against

adoption of the amendment, and Representative Kuehnle spoke in favor of it.

The amendment by Representatives Conway, Kuehnle and Spanton was lost on a rising vote.

MOTIONS

On motion of Mr. Morrison, the House deferred further consideration of House Concurrent Resolution No. 6 on second reading, and the resolution was placed on tomorrow's second reading calendar.

On motion of Mr. Bledsoe, the House adjourned until 11:00 a.m., Wednesday, January 19, 1972.

THOMAS A. SWAYZE, Jr., Speaker.  
MALCOLM McBEATH, Chief Clerk.

## TENTH DAY

## MORNING SESSION

House Chamber, Olympia, Wash., Wednesday, January 19, 1972.

The House was called to order at 11:00 a.m. by the Speaker (Mr. Morrison presiding). The Clerk called the roll and all members were present except Representatives Berentson and Jueling who were excused.

The Speaker assumed the Chair.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by the Reverend Arthur I. Anderson of the Gloria Dei Lutheran Church of Olympia.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

## INTRODUCTION AND FIRST READING

HOUSE BILL NO. 295, by Representative Bagnariol:

AN ACT Relating to pesticide control; and amending section 3, chapter 190, Laws of 1971 ex. sess. and RCW 15.58.030.

To Committee on Agriculture.

HOUSE BILL NO. 296, by Representatives Charnley, Bluechel, Williams, Zimmerman, Shinpoch, North and Litchman:

AN ACT Relating to the regulation of the sale of recreational lands; creating a new chapter in Title 58 RCW; and prescribing penalties.

To Committee on Natural Resources and Ecology.

HOUSE BILL NO. 297, by Representative Gallagher:

AN ACT Relating to property taxes; and amending section 84.36.050, chapter 15, Laws of 1961 as last amended by section 2, chapter 206, Laws of 1971 ex. sess. and RCW 84.36.050.

To Committee on Revenue and Taxation.

HOUSE BILL NO. 298, by Representatives Conway, Wolf, Randall and Pardini:

AN ACT Relating to ambulance service; creating a new chapter in Title 18 RCW; creating new sections; repealing section 1, chapter 65, Laws of 1945 and RCW 70.54.060; providing penalties; and providing an effective date.

To Committee on Business and Professions.

HOUSE BILL NO. 299, by Representatives Randall, Smythe and Brown (by Superintendent of Public Instruction request):

AN ACT Relating to school district budgets; amending section 28A.65.020, chapter 223, Laws of 1969 ex. sess. as amended by section 21, chapter 119, Laws of 1969 ex. sess. and RCW 28A.65.020; and declaring an emergency.

To Committee on Education and Libraries.

HOUSE BILL NO. 300, by Representatives Pardini, Wojahn, Eikenberry, Barden, Kilbury, Chatalas, Litchman and O'Brien:

AN ACT Relating to the judicial retirement system; amending section 3, chapter 267, Laws of 1971 ex. sess. and RCW 2.10.030; amending section 4, chapter 267, Laws of 1971 ex. sess. and RCW 2.10.040; amending section 9, chapter 267, Laws of 1971 ex. sess. and RCW 2.10.090; and amending section 22, chapter 267, Laws of 1971 ex. sess. and RCW 2.10.220.

To Committee on Financial Institutions and Insurance.

HOUSE BILL NO. 301, by Representatives King, Farr, Maxie and Van Dyk (by Department of Social and Health Services request):

AN ACT Relating to the department of social and health services; and adding a new section to chapter 26, Laws of 1959 and chapter 74.08 RCW.

To Committee on Social and Health Services.

HOUSE BILL NO. 302, by Representatives Benitz, Wojahn, Ross, Hubbard and Kilbury:

AN ACT Relating to the salaries of supreme court justices, court of appeals judges, superior court judges, and full time district court judges; and adding a new chapter to Title 2 RCW.

To Committee on Judiciary.

HOUSE BILL NO. 303, by Representatives Pardini, Bagnariol and Chatalas:

AN ACT Relating to public depositaries; amending section 1, chapter 193, Laws of 1969 ex. sess. and RCW 39.58.010; amending section 11, chapter 193, Laws of 1969 and RCW 39.58.110; and amending section 13, chapter 193, Laws of 1969 ex. sess. and RCW 39.58.130.

To Committee on Financial Institutions and Insurance.

HOUSE BILL NO. 304, by Representatives Pardini, Bagnariol and Chatalas:

AN ACT Relating to public depositaries; amending section 11, chapter 193, Laws of 1969 ex. sess. and RCW 39.58.110; amending section 12, chapter 193, Laws of 1969 ex. sess. and RCW 39.58.120; and adding new sections to chapter 93, Laws of 1969 ex. sess. and to chapter 39.58 RCW.

To Committee on Financial Institutions and Insurance.

HOUSE BILL NO. 305, by Representatives Pardini, Bagnariol, Shera, Chatalas, Jones, Sawyer and Litchman:

AN ACT Relating to securities regulation; amending section 21, chapter 282, Laws of 1959 and RCW 21.20.210; amending section 27, chapter 282, Laws of 1959 as last amended by section 3, chapter 17, Laws of 1965 and RCW 21.20.270; amending section 37, chapter 282, Laws of 1959 and RCW 21.20.370; amending section 55, chapter 282, Laws of 1959 and RCW 21.20.550; amending section 56, chapter 282, Laws of 1959 and RCW 21.20.560; amending section 59, chapter 282, Laws of 1959 and RCW 21.20.590; adding new sections to chapter 21.20 RCW; and imposing penalties.

To Committee on Financial Institutions and Insurance.

HOUSE BILL NO. 306, by Representatives Grant and King:

AN ACT Relating to employment agencies.

To Committee on Labor and Employment Security.

HOUSE BILL NO. 307, by Representatives King and Grant:

AN ACT Relating to state government.

To Committee on State Government.

HOUSE BILL NO. 308, by Representative McDermott:

AN ACT Relating to education.

To Committee on Education and Libraries.

HOUSE BILL NO. 309, by Representatives Bledsoe, Brouillet, Cunningham and Grant:

AN ACT Relating to the Washington state teachers' retirement system.

To Committee on Financial Institutions and Insurance.

HOUSE BILL NO. 310, by Representatives Bottiger, Sawyer, Ceccarelli, Gallagher, Hoggins, Litchman and Van Dyk:

AN ACT Relating to revenue and taxation.

To Committee on Revenue and Taxation.

HOUSE BILL NO. 311, by Representatives Paris and Bauer (by Superintendent of Public Instruction request):

AN ACT Relating to education.

To Committee on Education and Libraries.

HOUSE BILL NO. 312, by Representatives Mentor and Bauer (by Superintendent of Public Instruction request):

AN ACT Relating to education.

To Committee on Education and Libraries.

HOUSE BILL NO. 313, by Representatives Goldsworthy and Kopet:

AN ACT Relating to state and local government and making appropriations.

To Committee on Appropriations.

HOUSE BILL NO. 314, by Representatives Kopet and Goldsworthy:

AN ACT Relating to state and local government and making appropriations.

To Committee on Appropriations.

HOUSE BILL NO. 315, by Representatives Kopet and Goldsworthy:

AN ACT Relating to state and local government and making appropriations.

To Committee on Appropriations.

HOUSE BILL NO. 316, by Representative Grant:

AN ACT Relating to employment security; and repealing section 16, chapter 35, Laws of 1945, section 3, chapter 215, Laws of 1947, section 1, chapter 264, Laws of 1957 and RCW 50.04.150.

To Committee on Labor and Employment Security.

25,2,3 HOUSE BILL NO. 317, by Representatives Goldsworthy and Kopet:

AN ACT Relating to state and local government and making appropriations.

To Committee on Appropriations.

HOUSE BILL NO. 318, by Representative Mentor:

AN ACT Relating to education.

To Committee on Education and Libraries.

HOUSE BILL NO. 319, by Representative Mentor:

AN ACT Relating to education.

To Committee on Education and Libraries.

HOUSE BILL NO. 320, by Representatives Mentor and Charnley:

AN ACT Relating to education.

To Committee on Education and Libraries.

HOUSE BILL NO. 321, by Representative Julin:

AN ACT Relating to the lease and rental of property; and creating a new section.

To Committee on Judiciary.

HOUSE BILL NO. 322, by Representatives Cunningham, Douthwaite and Hoggins (by Attorney General request):

AN ACT Relating to legislative lobbying.

To Committee on State Government.

HOUSE BILL NO. 323, by Representative Bluechel:

AN ACT Relating to state government.

To Committee on State Government.

HOUSE BILL NO. 324, by Representative Bluechel:

AN ACT Relating to state government.

To Committee on State Government.

HOUSE BILL NO. 325, by Representative Bluechel:

AN ACT Relating to state government.

To Committee on State Government.

HOUSE BILL NO. 326, by Representative Bluechel:

AN ACT Relating to state government.

To Committee on State Government.

HOUSE BILL NO. 327, by Representative Bluechel:

AN ACT Relating to state government.

To Committee on State Government.

HOUSE BILL NO. 328, by Representative Bluechel:

AN ACT Relating to state government.

To Committee on State Government.

HOUSE BILL NO. 329, by Representative Bluechel:

AN ACT Relating to state government.

To Committee on State Government.

HOUSE BILL NO. 330, by Representative Bluechel:

AN ACT Relating to state government.

To Committee on State Government.

HOUSE BILL NO. 331, by Representatives Williams, Douthwaite and Lysen:

AN ACT Relating to gambling; and amending section 2, chapter 280, Laws of 1971 ex. sess. and RCW 9.47.310.

To Committee on Business and Professions.

HOUSE BILL NO. 332, by Representative Kilbury:

AN ACT Relating to business and professions; amending section 6, chapter 75, Laws of 1923 as last amended by section 4, chapter 223, Laws of 1967 and RCW 18.15.050; amending section 7, chapter 75, Laws of 1923 as last amended by section 2, chapter 266, Laws of 1971 ex. sess. and RCW 18.15.060; amending section 3, chapter 84, Laws of 1959 as amended by section 10, chapter 223, Laws of 1967 and RCW 18.15.065; amending section 14, chapter 75, Laws of 1923 as last amended by section 12, chapter 223, Laws of 1967 and RCW 18.15.090; amending section 2, chapter 281, Laws of 1927 as last amended by section 1, chapter 3, Laws of 1965 ex. sess. and RCW 18.18.010; amending section 18, chapter 215, Laws of 1937 and RCW 18.18.040; amending section 8, chapter 180, Laws of 1951 as last amended by section 12, chapter 3, Laws of 1965 ex. sess. and RCW 18.18.190; adding a new chapter to Title 18 RCW; and adding a new section to chapter 18.18 RCW.

To Committee on Business and Professions.

HOUSE BILL NO. 333, by Representatives Hansey, Van Dyk and Haussler:

AN ACT Relating to the uniform commercial code; and amending section 9-307, chapter 157, Laws of 1965 ex. sess. and RCW 62A.9-307.

To Committee on Judiciary.

HOUSE BILL NO. 334, by Representatives Williams, Bottiger, Flanagan and Litchman:

AN ACT Relating to the board of tax appeals; and adding a new section to chapter 82.03 RCW.

To Committee on Judiciary.

HOUSE BILL NO. 335, by Representatives Bottiger and Gallagher:

AN ACT Relating to motor vehicles; amending section 82.36.020, chapter 15, Laws of 1961 as last amended by section 3, chapter 85, Laws of 1970 ex. sess. and

RCW 82.36.020; amending section 3, chapter 22, Laws of 1963 ex. sess. as amended by section 4, chapter 83, Laws of 1967 ex. sess. and RCW 82.37.030; and amending section 19, chapter 22, Laws of 1963 ex. sess. as amended by section 5, chapter 83, Laws of 1967 ex. sess. and RCW 82.37.190.

To Committee on Financial Institutions and Insurance.

HOUSE BILL NO. 336, by Representatives King, Grant and Ceccarelli:

AN ACT Relating to state government.

To Committee on State Government.

HOUSE BILL NO. 337, by Representatives Hansey, Conner, Newhouse and Costanti:

AN ACT Relating to food fish and shellfish; providing for a personal use salmon license; designating the uses of moneys received from license fees; amending section 75.28.020, chapter 12, Laws of 1955 as amended by section 1, chapter 171, Laws of 1963 and RCW 75.28.020; adding new sections to chapter 75.28 RCW; providing penalties; and providing an effective date.

To Committee on Natural Resources and Ecology.

HOUSE BILL NO. 338, by Representatives Bottiger, Brown and Gallagher:

AN ACT Relating to education; amending section 28A.04.120, chapter 223, Laws of 1969 ex. sess. as last amended by section 1, chapter 215, Laws of 1971 ex. sess. and RCW 28A.04.120; amending section 28A.04.130, chapter 223, Laws of 1969 ex. sess. as amended by section 1, chapter 54, Laws of 1971 and RCW 28A.04.130; and declaring an emergency.

To Committee on Education and Libraries.

HOUSE BILL NO. 339, by Representative Kraabel:

AN ACT Relating to state government.

To Committee on State Government.

HOUSE BILL NO. 340, by Representatives Kraabel, Luders, Gilleland, Douthwaite and Hurley:

AN ACT Relating to public transportation; amending section 14, chapter 255, Laws of 1969 ex. sess. and RCW

35.58.279; and amending section 82.44.150, chapter 15, Laws of 1961 as last amended by section 1, chapter ... (HB ...), Laws of 1972 1st ex. sess. and RCW 82.44.150.

To Committee on Transportation.

HOUSE BILL NO. 341, by Representatives Perry, Paris, Hurley, Farr, Ceccarelli, Hoggins, Kraabel and Litchman (by Joint Committee on Legislative Ethics request):

AN ACT Relating to legislative lobbying; providing for the registration and regulation of lobbyists; amending section 3, chapter 150, Laws of 1967 ex. sess. and RCW 44.60.030; amending section 1, chapter 131, Laws of 1967 ex. sess. and RCW 44.64.010; amending section 2, chapter 131, Laws of 1967 ex. sess. and RCW 44.64.020; amending section 3, chapter 131, Laws of 1967 ex. sess. and RCW 44.64.030; amending section 4, chapter 131, Laws of 1967 ex. sess. and RCW 44.64.040; amending section 6, chapter 131, Laws of 1967 ex. sess. and RCW 44.64.060; adding new sections to chapter 131, Laws of 1967 ex. sess. and to chapter 44.64. RCW; repealing section 5, chapter 131, Laws of 1967 ex. sess. and RCW 44.64.050; and providing civil remedies.

To Committee on State Government.

HOUSE BILL NO. 342, by Representative Haussler:

AN ACT Relating to cities and towns; and amending section 35.27.130, chapter 7, Laws of 1965 as last amended by section 9, chapter 270, Laws of 1969 ex. sess. and RCW 35.27.130.

To Committee on Local Government.

HOUSE BILL NO. 343, by Representatives Williams, North, Lysen, Moon, Douthwaite and Wojahn:

AN ACT Relating to local government finance; amending section 79, chapter 235, Laws of 1945 as amended by section 1, chapter 101, Laws of 1970 ex. sess. and RCW 33.28.040; and adding a new section to 35.21 RCW.

To Committee on Local Government.

HOUSE BILL NO. 344, by Representatives Hansey and Farr:

AN ACT Relating to revenue and taxation.

To Committee on Revenue and Taxation.

HOUSE BILL NO. 345, by Representatives Kraabel and Rabel:

AN ACT Relating to transportation.

To Committee on Transportation.

HOUSE BILL NO. 346, by Representatives Marsh, Farr, Kirk and Ceccarelli:

AN ACT Relating to the guardianship of mentally retarded persons.

To Committee on Judiciary.

HOUSE BILL NO. 347, by Representatives Wolf, Farr, North, McCormick, Paris, Bagnariol, Hoggins, Kirk, O'Brien, Conner, Wojahn and Litchman:

AN ACT Relating to public employment.

To Committee on Labor and Employment Security.

HOUSE BILL NO. 348, by Representatives Mentor, Conner, Backstrom, Copeland, Costanti, Cunningham, Farr, Gallagher, Gilleland, Hansey, Jastad, Jones, Martinis, Perry and Savage:

AN ACT Relating to ferry routes and operations.

To Committee on Transportation.

HOUSE BILL NO. 349, by Representative Eikenberry:

AN ACT Relating to liens; and amending section 1, chapter 165, Laws of 1917 as amended by section 1, chapter 108, Laws of 1927, and RCW 60.72.010.

To Committee on Judiciary.

HOUSE BILL NO. 350, by Representatives Anderson, May and Backstrom:

AN ACT Relating to revenue and taxation; providing for the exemption of sales and use taxes in certain instances; and adding new sections to chapter 82.08 RCW.

To Committee on Local Government.

HOUSE BILL NO. 351, by Representatives Van Dyk, Zimmerman and Douthwaite:

AN ACT Relating to plats and subdivisions; amending section 6, chapter 271, Laws of 1969 ex. sess. and RCW

58.17.060; amending section 9, chapter 271, Laws of 1909 ex. sess. and RCW 58.17.090; amending section 11, chapter 271, Laws of 1969 ex. sess. and RCW 58.17.110; amending section 12, chapter 271, Laws of 1969 ex. sess. and RCW 58.17.120; amending section 13, chapter 271, Laws of 1969 ex. sess. and RCW 58.17.130; amending section 14, chapter 271, Laws of 1969 ex. sess. and RCW 58.17.140; amending section 16, chapter 271, Laws of 1969 ex. sess. and RCW 58.17.160; amending section 20, chapter 271, Laws of 1969 ex. sess. and RCW 58.17.200; and amending section 21, chapter 271, Laws of 1969 ex. sess. and RCW 58.17.210.

To Committee on Local Government.

HOUSE BILL NO. 352, by Representative Flanagan:

AN ACT Relating to meat inspection.

To Committee on Agriculture.

HOUSE BILL NO. 353, by Representatives Sawyer, Brouillet, Litchman, Newhouse and Shera:

AN ACT Relating to agriculture and marketing; and amending section 15.38.020, chapter 11, Laws of 1961 and RCW 15.38.020.

To Committee on Agriculture.

HOUSE BILL NO. 354, by Representative Flanagan:

AN ACT Relating to revenue and taxation.

To Committee on Revenue and Taxation.

HOUSE BILL NO. 355, by Representative Flanagan:

AN ACT Relating to revenue and taxation.

To Committee on Revenue and Taxation.

HOUSE BILL NO. 356, by Representatives Thompson and Zimmerman:

AN ACT Relating to natural resources and outdoor recreation.

To Committee on Natural Resources and Ecology.

HOUSE BILL NO. 357, by Representatives Polk, May, Bagnariol, Barden, Gilleland, Kopet, Hatfield, Smythe, Kirk, Conway, North, Ceccarelli and Hurley:

AN ACT Relating to the common schools; and adding new sections to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.58 RCW.

To Committee on Education and Libraries.

HOUSE BILL NO. 358, by Representatives Johnson, Litchman, Maxie and Perry:

AN ACT Relating to real property mortgages and deeds of trust; providing for "economic distress areas"; deferring certain principal payments; staying certain foreclosure sales; extending certain redemption periods; providing for the protection of secured parties; adding a new chapter to Title 61 RCW; and declaring an emergency.

To Committee on Judiciary.

HOUSE BILL NO. 359, by Representatives Bottiger, Maxie and Ross:

AN ACT Relating to retail installment sales of goods and services; amending section 1, chapter 236, Laws of 1963 and RCW 63.14.010; amending section 4, chapter 236, Laws of 1963 as last amended by section 1, chapter 2, Laws of 1969 and RCW 63.14.040; amending section 12, chapter 236, Laws of 1963 as last amended by section 2, chapter 2, Laws of 1969 and RCW 63.14.120; amending section 12, chapter 234, Laws of 1967 and RCW 63.14.154; and prescribing an effective date.

To Committee on Judiciary.

HOUSE BILL NO. 360, by Representative Ross:

AN ACT Relating to public housing.

To Committee on State Government.

HOUSE BILL NO. 361, by Representatives Juelling and McDermott:

AN ACT Relating to the discharge of persons confined as criminally insane; and adding a new section to chapter 30, Laws of 1907 and to chapter 10.76 RCW.

To Committee on Social and Health Services.

HOUSE BILL NO. 362, by Representatives Zimmerman and Thompson:

AN ACT Relating to the department of natural resources.

To Committee on Natural Resources and Ecology.

HOUSE BILL NO. 363, by Representatives Zimmerman and Thompson:

AN ACT Relating to public lands.

To Committee on Natural Resources and Ecology.

HOUSE BILL NO. 364, by Representatives Thompson and Zimmerman:

AN ACT Relating to forest protection.

To Committee on Natural Resources and Ecology.

HOUSE BILL NO. 365, by Representative Copeland:

AN ACT Relating to salaries of certain public officials; amending section 4, chapter 43, Laws of 1970 ex. sess. and RCW 43.03.045; and adding a new section to chapter 8, Laws of 1965 and to chapter 43.03 RCW.

To Committee on Rules and Administration.

HOUSE BILL NO. 366, by Representatives Zimmerman, Thompson and Smith:

AN ACT Relating to the administration and enforcement of laws, rules and regulations of the department of ecology.

To Committee on Natural Resources and Ecology.

HOUSE BILL NO. 367, by Representatives Ross, Kilbury, Bottiger, Curtis, Maxie and Rabel:

AN ACT Relating to the news media; providing for the protection of news sources; and prohibiting court subpoenas of all notes, recordings, photographs, motion pictures, video tape recordings and similar material except in cases of national security.

To Committee on Judiciary.

HOUSE BILL NO. 368, by Representatives Conway and Ross:

AN ACT Relating to education; amending section 28A.05.010, chapter 223, Laws of 1969 ex. sess. as amended by section 3, chapter 71, Laws of 1969 and RCW 28A.05.010; and adding a new section to chapter 28A.05 RCW.

To Committee on Education and Libraries.

HOUSE BILL NO. 369, by Representatives Randall, Beck, Mentor, Goldsworthy, Kirk and Rosellini:

AN ACT Relating to unemployment compensation; amending section 19, chapter 2, Laws of 1970 ex. sess. and RCW 50.04.323; and declaring an emergency.

To Committee on Labor and Employment Security.

HOUSE BILL NO. 370, by Representatives Ross, Curtis, Kilbury, Kopet and Maxie:

AN ACT Relating to the legislature; providing the members thereof with clerical help during interim periods; adding a new section to chapter 44.04 RCW; making an appropriation; and prescribing an effective date.

To Committee on State Government.

HOUSE BILL NO. 371, by Representatives Ross, Maxie, Douthwaite, McDermott, Blair, Charnley, Shinpoch, Kilbury, Bradley, Savage, Perry, Grant and Wojahn:

AN ACT Relating to utilities; and amending section 80.28.110, chapter 14, Laws of 1961 and RCW 80.28.110.

To Committee on State Government.

HOUSE BILL NO. 372, by Representatives Ross, Shinpoch, Van Dyk, Kilbury, Savage, Kiskaddon, Eikenberry and Maxie:

AN ACT Relating to motor vehicles; adding new sections to chapter 46.08 RCW; and imposing penalties.

To Committee on Judiciary.

HOUSE BILL NO. 373, by Representatives Smythe, Kopet and Hoggins:

AN ACT Relating to the state payroll; establishing a unified system of payroll accounting; and adding new sections to chapter 42.16 RCW.

To Committee on State Government.

HOUSE BILL NO. 374, by Representatives Ross and Maxie:

AN ACT Relating to discrimination; adding new sections to chapter 49.60 RCW; and creating a new section.

To Committee on Labor and Employment Security.

HOUSE BILL NO. 375, by Representatives Chatalas, Kirk, McDermott, Adams, Beck, Ceccarelli, Charnley, Douthwaite, Jastad, Maxie, Merrill, North and Shinpoch:

AN ACT Relating to the environment of the state; adding new sections to chapter 43.63A.RCW; and declaring an emergency.

To Committee on Natural Resources and Ecology.

HOUSE BILL NO. 376, by Representatives Van Dyk, Douthwaite and Kraabel:

AN ACT Relating to petroleum; providing for oil facility development; and adding a new chapter to Title 78 RCW.

To Committee on Business and Professions.

HOUSE BILL NO. 377, by Representatives Kirk, Kiskaddon and Sawyer:

AN ACT Relating to a state-wide effective employment program; creating a new section; making an appropriation; and declaring an emergency.

To Committee on Labor and Employment Security.

HOUSE BILL NO. 378, by Representatives Johnson, Jones and Haussler:

AN ACT Relating to first class cities; and amending section 35.22.120, chapter 7, Laws of 1965 and RCW 35.22.120.

To Committee on Local Government.

HOUSE BILL NO. 379, by Representative Kilbury:

AN ACT Relating to salaries for port district commissioners.

To Committee on Local Government.

HOUSE BILL NO. 380, by Representative King:

AN ACT Relating to domestic relations.

To Committee on Judiciary.

HOUSE BILL NO. 381, by Representatives Thompson, Smythe and King:

AN ACT Relating to community colleges.

To Committee on Higher Education.

HOUSE BILL NO. 382, by Representative Brown:

AN ACT Relating to elections.

To Committee on Elections and Apportionment.

HOUSE BILL NO. 383, by Representative Charnley:

AN ACT Relating to motor vehicles; and providing emission standards for exhaust control.

To Committee on Transportation.

HOUSE BILL NO. 384, by Representative Sawyer:

AN ACT Relating to classified or noncertificated employees of school districts; and adding a new section to chapter 41.40 RCW.

To Committee on Financial Institutions and Insurance.

HOUSE BILL NO. 385, by Representatives Thompson and Smythe:

AN ACT Relating to counties.

To Committee on Local Government.

HOUSE BILL NO. 386, by Representatives Zimmerman and Smith:

AN ACT Relating to air pollution.

To Committee on Natural Resources and Ecology.

HOUSE BILL NO. 387, by Representative Ross:

AN ACT Relating to local government, including cities, towns, counties and other local subdivisions.

To Committee on Judiciary.

HOUSE BILL NO. 388, by Representatives Rosellini, Ross and Merrill:

AN ACT Relating to uninsured motor vehicle insurance; and amending section 27, chapter 150, Laws of 1967 and RCW 48.22.030.

To Committee on Financial Institutions and Insurance.

HOUSE BILL NO. 389, by Representatives Kirk, Brouillet and Sawyer:

AN ACT Relating to service programs for members of the work force displaced by technological changes or external economic forces; making an appropriation; and declaring an emergency.

To Committee on Social and Health Services.

HOUSE BILL NO. 390, by Representatives Berentson, Newhouse, Sawyer and McCormick:

AN ACT Relating to regulation of transportation and storage; adding a new section to chapter 14, Laws of 1961 and to chapter 81.04 RCW; repealing section 81.80.180, chapter 14, Laws of 1961 and RCW 81.80.180; and prescribing penalties.

To Committee on State Government.

HOUSE BILL NO. 391, by Representative Sawyer:

AN ACT Relating to school district classified or noncertificated employees; and adding a new section to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.01 RCW.

To Committee on Education and Libraries.

HOUSE BILL NO. 392, by Representatives Wanamaker, Spanton and Gilleland:

AN ACT Relating to motor vehicles.

To Committee on Transportation.

HOUSE BILL NO. 393, by Representative Morrison:

AN ACT Relating to workmen's compensation; and providing for the simplification of supplemental pension fund assessments.

To Committee on Labor and Employment Security.

HOUSE BILL NO. 394, by Representatives Bradley, Savage, Ross, Sawyer and Grant:

AN ACT Relating to motor vehicle repairs; adding a new chapter to Title 19 RCW; and prescribing penalties.

To Committee on Business and Professions.

HOUSE BILL NO. 395, by Representatives Barden, Luders and Schumaker:

AN ACT Relating to social and health services.

To Committee on Labor and Employment Security.

HOUSE BILL NO. 396, by Representatives Benitz and Backstrom:

AN ACT Relating to reforestation taxation.

To Committee on Revenue and Taxation.

HOUSE BILL NO. 397, by Representative Charnley:

AN ACT Relating to outdoor advertising; amending section 2, chapter 96, Laws of 1961 as amended by section 1, chapter 62, Laws of 1971 ex. sess. and RCW 47.42.020; and adding a new section to chapter 96, Laws of 1961 and to chapter 47.42 RCW.

To Committee on Transportation.

HOUSE BILL NO. 398, by Representatives Benitz and Smith:

AN ACT Relating to revenue and taxation of timber and forest lands.

To Committee on Revenue and Taxation.

HOUSE BILL NO. 399, by Representatives Wolf, Conner, Conway and Savage:

AN ACT Relating to the judiciary and increasing the number of superior court judges for the judicial district of Mason and Thurston counties.

To Committee on Judiciary.

HOUSE BILL NO. 400, by Representative Douthwaite:

AN ACT Relating to revenue and taxation.

To Committee on Revenue and Taxation.

HOUSE BILL NO. 401, by Representatives Newhouse and Planagan:

AN ACT Relating to revenue and taxation.

To Committee on Revenue and Taxation.

HOUSE BILL NO. 402, by Representatives Wolf, Curtis and Polk:

AN ACT Relating to motor vehicles; amending section 11, chapter 47, Laws of 1971 ex. sess. and RCW 46.09.060; and declaring an emergency.

To Committee on Transportation.

HOUSE BILL NO. 403, by Representatives Wojahn and McCormick:

AN ACT Relating to consumer protection; adding a new section to chapter 19.86 RCW; and providing penalties.

To Committee on Judiciary.

HOUSE BILL NO. 404, by Representative Randall:

AN ACT Relating to retail sales and use taxes; amending section 82.08.020, chapter 15, Laws of 1961 as last amended by section 9, chapter 281, Laws of 1971 ex. sess. and RCW 82.08.020; amending section 82.12.020, chapter 15, Laws of 1961 as last amended by section 10, chapter 281, Laws of 1971 ex. sess. and RCW 82.12.020; amending section 2, chapter 296, Laws of 1971 ex. sess. and RCW 82.14.045; repealing section 4, chapter 94, Laws of 1970 ex. sess. and RCW 82.14.030; repealing section 12, chapter 94, Laws of 1970 ex. sess. and RCW 82.14.910; and providing an effective date.

To Committee on Revenue and Taxation.

HOUSE BILL NO. 405, by Representatives Julin and Hubbard:

AN ACT Relating to industrial insurance appeals, evidence and appeals to the Washington state courts; amending section 51.52.100, chapter 23, Laws of 1961 as amended by section 4, chapter 148, Laws of 1963 and RCW 51.52.100; amending section 51.52.106, chapter 23, Laws of 1961 as last amended by section 23, chapter 289, Laws of 1971 ex. sess. and RCW 51.52.106; amending section 51.52.110, chapter 23, Laws of 1961 as last amended by section 24, chapter 289, Laws of 1971 ex. sess. and RCW 51.52.110; amending section 51.52.115, chapter 23, Laws of 1961 and RCW 51.52.115; amending section 51.52.140,

chapter 23, Laws of 1961 and RCW 51.52.140; repealing section 6, chapter 148, Laws of 1963, section 22, chapter 289, Laws of 1971 ex. sess. and RCW 51.52.104; and providing an effective date.

To Committee on Judiciary.

HOUSE BILL NO. 406, by Representative Douthwaite:

AN ACT Relating to mental patients.

To Committee on Social and Health Services.

HOUSE BILL NO. 407, by Representatives Ross, Maxie, Charnley, Van Dyk, McDermott, Rabel, Merrill, Curtis, Newhouse, Hubbard, Jueling, Morrison, Blair, Wolf, Paris, Savage, Kiskaddon, Bledsoe, Jones and Polk:

AN ACT Relating to public contracts; creating a new section; and adding new sections to chapter 49.60 RCW.

To Committee on Labor and Employment Security.

HOUSE BILL NO. 408, by Representatives Ross, Maxie, Shera, Blair, Smythe, Newhouse, Pardini, Randall, Shinpoch, Kilbury, Kuehnle, Eikenberry, Jones, Polk, Hatfield, Charette, Mentor and Brown:

AN ACT Relating to education; authorizing certain school districts to contract with a community educational service corporation for educational services; and creating a new chapter in Title 28A RCW.

To Committee on Education and Libraries.

HOUSE BILL NO. 409, by Representative Shera:

AN ACT Relating to bank investments in community development projects.

To Committee on Financial Institutions and Insurance.

HOUSE BILL NO. 410, by Representative Randall:

AN ACT Relating to municipal facilities bond guarantees.

To Committee on Local Government.

HOUSE BILL NO. 411, by Representatives Kuehnle, Bagnariol and Litchman:

AN ACT Relating to gambling; amending section 2, chapter 280, Laws of 1971 ex. sess. and RCW 9.47.310; and amending section 11, chapter 280, Laws of 1971 ex. sess. and RCW 9.47.39C.

To Committee on Business and Professions.

HOUSE BILL NO. 412, by Representatives Barden, Benitz, Luders, Paris, Shinpoch, Brown, Goldsworthy, Ceccarelli, Van Dyk, Hansey, Hatfield, Charnley, Shera, Polk, Jueling and King:

AN ACT Relating to higher education; creating the Washington state higher education assistance agency; adding a new chapter to Title 28B RCW; and making an appropriation.

To Committee on Higher Education.

HOUSE BILL NO. 413, by Representatives Brown and Thompson:

AN ACT Relating to school district directors.

To Committee on Education and Libraries.

HOUSE BILL NO. 414, by Representative Flanagan:

AN ACT Relating to revenue and taxation.

To Committee on Revenue and Taxation.

HOUSE BILL NO. 415, by Representative Charnley:

AN ACT Relating to municipal corporations.

To Committee on Local Government.

HOUSE BILL NO. 416, by Representatives Polk, Barden and Grant:

AN ACT Relating to partisan primaries.

To Committee on Elections and Apportionment.

HOUSE BILL NO. 417, by Representatives Kuehnle, Chatalas, Copeland, Litchman, Morrison, Sawyer and Wolf:

AN ACT Relating to the franchise investment protection act.

To Committee on Business and Professions.

HOUSE BILL NO. 418, by Representatives Wanamaker, Spanton

and Gilleland:

AN ACT Relating to transportation.

To Committee on Transportation.

HOUSE BILL NO. 419, by Representatives Gallagher, Marzano and Chatalas:

AN ACT Relating to cities and towns; adding new sections to chapter 35.21 RCW; and declaring an emergency.

To Committee on Local Government.

HOUSE BILL NO. 420, by Representative Flanagan:

AN ACT Relating to air and water pollution control; providing certain tax credits and exemptions for air and water pollution control facilities; and prescribing an effective date.

To Committee on Revenue and Taxation.

HOUSE BILL NO. 421, by Representatives Marsh and Bauer:

AN ACT Relating to local government; amending section 35.43.040, chapter 7, Laws of 1965 as amended by section 1, chapter 258, Laws of 1969 ex. sess. and RCW 35.43.040; amending section 35.43.150, chapter 7, Laws of 1965 and RCW 35.43.150; amending section 35.43.180, chapter 7, Laws of 1965 as last amended by section 8, chapter 52, Laws of 1967 and RCW 35.43.180; amending section 35.43.190, chapter 7, Laws of 1965 as amended by section 6, chapter 116, Laws of 1971 ex. sess. and RCW 35.43.190; amending section 35.49.030, chapter 7, Laws of 1965 as last amended by section 5, chapter 116, Laws of 1971 ex. sess. and RCW 35.49.030; amending section 35.67.020, chapter 7, Laws of 1965 and RCW 35.67.020; adding a new section to chapter 35.43 RCW; and adding a new section to chapter 84.34 RCW.

To Committee on Local Government.

HOUSE BILL NO. 422, by Representatives Backstrom and Zimmerman:

AN ACT Relating to property tax; and amending section 84.40.030, chapter 15, Laws of 1961 as last amended by section 1, chapter 288, Laws of 1971 ex. sess. and RCW 84.40.030.

To Committee on Revenue and Taxation.

HOUSE BILL NO. 423, by Representatives North, Douthwaite

and Kraabel:

AN ACT Relating to local government, including cities, towns, and counties.

To Committee on Local Government.

HOUSE BILL NO. 424, by Representative Flanagan:

AN ACT Relating to revenue and taxation.

To Committee on Revenue and Taxation.

HOUSE BILL NO. 425, by Representatives Randall, Shera, Shinpoch, Van Dyk, Lysen, Kiskaddon, Savage, Copeland, Curtis, Wanamaker, Conner, Sawyer, Hatfield, Kirk, McDermott, Mentor, McCormick, Ross, Bagnariol, Rosellini, Thompson, Litchman, Luders and Wojahn:

AN ACT Relating to the compensation of victims of crimes; enacting a crime victims compensation act; and adding a new chapter to Title 7 RCW.

To Committee on Judiciary.

HOUSE BILL NO. 426, by Representatives Smythe, Zimmerman and Lysen:

AN ACT Relating to litter control.

To Committee on Natural Resources and Ecology.

HOUSE BILL NO. 427, by Representative Perry:

AN ACT Relating to electrical contracting.

To Committee on Business and Professions.

HOUSE BILL NO. 428, by Representative Ceccarelli:

AN ACT Relating to the business and occupation tax; adding a new section to chapter 15, Laws of 1961 and to chapter 82.04 RCW; and providing an effective date.

To Committee on Revenue and Taxation.

HOUSE BILL NO. 429, by Representative Williams:

AN ACT Relating to public health, safety and welfare.

To Committee on Social and Health Services.

HOUSE BILL NO. 430, by Representative Williams:

AN ACT Relating to taxation.

To Committee on Revenue and Taxation.

HOUSE BILL NO. 431, by Representatives Williams and Charnley:

AN ACT Relating to elections; providing for the regulation and reporting of campaign contributions and expenditures; establishing an elections commission; adding new sections to chapter 9, Laws of 1965 and to Title 29 RCW as a new chapter thereof; prescribing penalties; and providing an effective date.

To Committee on Elections and Apportionment.

HOUSE BILL NO. 432, by Representative Wojahn:

AN ACT Relating to credit cards; and creating a new chapter in Title 19 RCW.

To Committee on Financial Institutions and Insurance.

HOUSE BILL NO. 433, by Representative Perry:

AN ACT Relating to nursing homes.

To Committee on Social and Health Services.

HOUSE BILL NO. 434, by Representative Eikenberry:

AN ACT Relating to civil procedure; and adding new sections to chapter 6.32 RCW.

To Committee on Judiciary.

HOUSE BILL NO. 435, by Representatives Amen, Flanagan, Hubbard and Schumaker:

AN ACT Relating to unemployment compensation; and amending section 89, chapter 35, Laws of 1945 as last amended by section 13, chapter 3, Laws of 1971 and RCW 50.24.010.

To Committee on Labor and Employment Security.

HOUSE BILL NO. 436, by Representatives Wolf and Hurley:

AN ACT Relating to state government; amending the state civil service law to provide for one or more hearing

examiners; amending section 11, chapter 1, Laws of 1961 and RCW 41.06.110; amending section 12, chapter 1, Laws of 1961 and RCW 41.06.120; amending section 17, chapter 1, Laws of 1961 and RCW 41.06.170; and adding a new section to chapter 1, Laws of 1961 and to chapter 41.06 RCW.

To Committee on State Government.

HOUSE BILL NO. 437, by Representative Gallagher:

AN ACT Relating to bail bonding.

To Committee on Business and Professions.

HOUSE BILL NO. 438, by Representative Kopet:

AN ACT Relating to autopsies and post mortems; amending section 11, chapter 188, Laws of 1953 and RCW 68.08.101; and amending section 29, chapter 247, Laws of 1943 and RCW 68.08.160.

To Committee on Social and Health Services.

HOUSE BILL NO. 439, by Representative Kopet:

AN ACT Creating an account in the state general fund.

To Committee on State Government.

HOUSE BILL NO. 440, by Representatives Rosellini and Ross:

AN ACT Relating to special rights of action, and amending section 9, page 4, Laws of 1869 as last amended by section 1, chapter 81, Laws of 1967 ex. sess. and RCW 4.24.010.

To Committee on Judiciary.

HOUSE BILL NO. 441, by Representative Brouillet:

AN ACT Relating to education.

To Committee on Education and Libraries.

HOUSE BILL NO. 442, by Representative Perry:

AN ACT Relating to nursing homes.

To Committee on Social and Health Services.

HOUSE BILL NO. 443, by Representatives Marsh, Thompson and

Kopet (by Department of Social and Health Services request):

AN ACT Relating to the promotion and coordination of services and facilities for developmentally disabled persons; amending section 1, chapter 110, Laws of 1967 ex. sess. and RCW 71.20.010; amending section 2, chapter 110, Laws of 1967 ex. sess. and RCW 71.20.020; amending section 3, chapter 110, Laws of 1967 ex. sess. and RCW 71.20.030; amending section 4, chapter 110, Laws of 1967 ex. sess. and RCW 71.20.040; amending section 5, chapter 110, Laws of 1967 ex. sess. and RCW 71.20.050; amending section 6, chapter 110, Laws of 1967 ex. sess. and RCW 71.20.060; amending section 7, chapter 110, Laws of 1967 ex. sess. and RCW 71.20.070; amending section 9, chapter 110, Laws of 1967 ex. sess. and RCW 71.20.090; amending section 16, chapter 110, Laws of 1967 ex. sess. as last amended by section 1, chapter 84, Laws of 1971 ex. sess. and RCW 71.20.110; adding a new section to chapter 110, Laws of 1967 ex. sess. and to chapter 71.20 RCW; repealing section 2, chapter 75, Laws of 1965 and RCW 71.16.020; repealing section 3, chapter 75, Laws of 1965 and RCW 71.16.030; and repealing section 4, chapter 75, Laws of 1965 and RCW 71.16.040.

To Committee on Social and Health Services.

HOUSE BILL NO. 444, by Representatives Marsh and Farr (by Department of Social and Health Services request):

AN ACT Relating to the establishment of the office of the public administrator; adding new sections to chapter 8, Laws of 1965 and to chapter 43.10 RCW; and providing an effective date.

To Committee on Judiciary.

HOUSE BILL NO. 445, by Representative Kilbury:

AN ACT Relating to taxation and revenue.

To Committee on Revenue and Taxation.

HOUSE BILL NO. 446, by Representatives Mentor, Newhouse and Gallagher:

AN ACT Relating to political parties; and amending section 29.42.020, chapter 9, Laws of 1965 and RCW 29.42.020.

To Committee on Elections and Apportionment.

HOUSE BILL NO. 447, by Representatives Bluechel, Marsh,

Randall, Rabel, Kraabel and Ross (by Executive request):

AN ACT Relating to housing; adding new sections to chapter 74, Laws of 1967 and to chapter 43.63A RCW; and creating a new section.

To Committee on State Government.

HOUSE BILL NO. 448, by Representatives Goldsworthy, Wolf, Adams, Anderson, Martinis, Marzano and Wojahn:

AN ACT Relating to veterans' benefits.

To Committee on State Government.

HOUSE BILL NO. 449, by Representative Julin:

AN ACT Authorizing group or other contractual arrangements or agreements to provide for legal services.

To Committee on Judiciary.

HOUSE BILL NO. 450, by Representatives Brown and Bluechel:

AN ACT Relating to garbage collection; and amending section 3, chapter 295, Laws of 1961 and RCW 81.77.020.

To Committee on Local Government.

HOUSE BILL NO. 451, by Representatives McDermott and Maxie:

AN ACT Relating to public officials; and amending section 6, chapter 150, Laws of 1965 ex. sess. as amended by section 1, chapter 188, Laws of 1969 ex. sess. and RCW 42.21.060.

To Committee on Elections and Apportionment.

HOUSE BILL NO. 452, by Representative Grant:

AN ACT Relating to education; and providing for collective bargaining for certain educational employees.

To Committee on Labor and Employment Security.

HOUSE BILL NO. 453, by Representatives Backstrom, Bagnariol, Ceccarelli, Maxie, McCormick and Ross:

AN ACT Relating to beauty culture.

To Committee on Business and Professions.

HOUSE BILL NO. 454, by Representatives Curtis and Merrill:

AN ACT Relating to the protection of manufacturers and bottlers; adding new sections to chapter 19.76 RCW; repealing section 1, chapter 38, Laws of 1897, and RCW 19.76.100; repealing section 2, chapter 38, Laws of 1897, and RCW 19.76.110; repealing section 3, chapter 38, Laws of 1897 and RCW 19.76.120; and prescribing penalties.

To Committee on Business and Professions.

HOUSE BILL NO. 455, by Representative Perry:

AN ACT Relating to electrical contracting.

To Committee on Business and Professions.

HOUSE BILL NO. 456, by Representatives Chatalas, Kuehne, Copeland, Litchman, Morrison and Sawyer:

AN ACT Relating to franchise investment.

To Committee on Business and Professions.

HOUSE BILL NO. 457, by Representatives Brouillet, Conway and Sawyer:

AN ACT Relating to credit unions; amending section 2, chapter 23, Laws of 1957 and RCW 31.12.010; amending section 3, chapter 23, Laws of 1957 as amended by section 2, chapter 180, Laws of 1967 and RCW 31.12.020; amending section 4, chapter 173, Laws of 1933 as amended by section 4, chapter 131, Laws of 1943 and RCW 31.12.080; amending section 14, chapter 173, Laws of 1933 as last amended by section 6, chapter 180, Laws of 1967 and RCW 31.12.180; amending section 15, chapter 173, Laws of 1933 as last amended by section 3, chapter 65, Laws of 1969 and RCW 31.12.190; amending section 17, chapter 173, Laws of 1933 as last amended by section 6, chapter 23, Laws of 1957 and RCW 31.12.210; amending section 18, chapter 173, Laws of 1933 as last amended by section 5, chapter 65, Laws of 1969 and RCW 31.12.220; amending section 21, chapter 173, Laws of 1933 as last amended by section 6, chapter 65, Laws of 1969 and RCW 31.12.240; amending section 8, chapter 23, Laws of 1957 as last amended by section 7, chapter 65, Laws of 1969 and RCW 31.12.245; amending section 20, chapter 173, Laws of 1933 as last amended by section 8, chapter 65, Laws of 1969 and RCW 31.12.260; amending section 11, chapter 23, Laws of 1957 as last amended by section 9, chapter 65, Laws of 1969 and RCW 31.12.270; amending section 12, chapter 23, Laws of 1957 as last amended by section 10, chapter 65, Laws of 1969 and RCW 31.12.280; amending section 13, chapter 23, Laws of 1957 as last amended by section 13, chapter 180, Laws of 1967 and RCW 31.12.290; amending section 26,

chapter 173, Laws of 1933 as last amended by section 5, chapter 213, Laws of 1947 and RCW 31.12.320; amending section 32, chapter 173, Laws of 1933 as amended by section 24, chapter 131, Laws of 1943 and RCW 31.12.370; and adding new sections to chapter 31.12 RCW.

To Committee on Financial Institutions and Insurance.

HOUSE BILL NO. 458, by Representatives Flanagan and Benitz:

AN ACT Relating to the valuation of forest land for the purposes of property taxation.

To Committee on Revenue and Taxation.

HOUSE BILL NO. 459, by Representatives Rabel, Charnley and Kraabel:

AN ACT Relating to lobbying.

To Committee on State Government.

HOUSE BILL NO. 460, by Representatives O'Brien, Chatalas, Copeland, Kirk, Litchman, Merrill, North and Rabel:

AN ACT Relating to the Klondike commission; and making an appropriation.

To Committee on State Government.

HOUSE BILL NO. 461, by Representatives Rabel, Blair and Charnley:

AN ACT Relating to alcoholic beverage control; ending the prohibition on the sale of liquor on the campus of the University of Washington; repealing section 1, chapter 75, Laws of 1895, section 1, chapter 49, Laws of 1933 ex. sess., section 1, chapter 120, Laws of 1951, section 1, chapter 21, Laws of 1967 and RCW 66.44.190; and declaring an effective date.

To Committee on Business and Professions.

HOUSE BILL NO. 462, by Representatives King and Rosellini:

AN ACT Relating to the service of summons; and amending section 7, chapter 127, Laws of 1893, as amended by section 1, chapter 202, Laws of 1947, as amended by section 1, chapter 11, Laws of 1967 and RCW 4.28.080.

To Committee on Judiciary.

HOUSE BILL NO. 463, by Representatives Merrill and Kopet:

AN ACT Relating to elections; amending section 29.07.010, chapter 9, Laws of 1965 as amended by section 4, chapter 202, Laws of 1971 ex. sess. and RCW 29.07.010; and repealing section 29.07.030, chapter 9, Laws of 1965, and RCW 29.07.030.

To Committee on Local Government.

HOUSE BILL NO. 464, by Representatives Wanamaker and Spanton:

AN ACT Relating to aeronautics.

To Committee on Transportation.

HOUSE BILL NO. 465, by Representatives Spanton, Wanamaker and Gilleland:

AN ACT Relating to traffic safety and law enforcement.

To Committee on Transportation.

HOUSE BILL NO. 466, by Representative Hubbard:

AN ACT Relating to gifts to minors.

To Committee on Judiciary.

HOUSE BILL NO. 467, by Representatives Kiskaddon, Maxie, Rabel, Kopet, Gladder, Benitz and Thompson (by Joint Committee on Higher Education request):

AN ACT Relating to institutions of higher education; amending section 2, chapter 273, Laws of 1971 ex. sess. and RCW 28B.15.012; amending section 3, chapter 273, Laws of 1971 ex. sess. and RCW 28B.15.013; and declaring an emergency.

To Committee on Higher Education.

HOUSE BILL NO. 468, by Representatives Farr, Ceccarelli, Rabel, King, Maxie and Ross:

AN ACT Relating to health and welfare of children; and amending section 6, chapter 35, Laws of 1969 ex. sess. and RCW 26.44.070.

To Committee on Social and Health Services.

HOUSE BILL NO. 469, by Representative Lysen:

AN ACT Relating to motor vehicles; providing for smoke

control; and amending section 46.37.390, chapter 12, Laws of 1961 as amended by section 3, chapter 232, Laws of 1967 and RCW 46.37.390.

To Committee on Transportation.

HOUSE BILL NO. 470, by Representatives Bledsoe, Curtis and Flanagan:

AN ACT Relating to the Yakima Canyon scenic highway.

To Committee on Transportation.

HOUSE BILL NO. 471, by Representative Hubbard:

AN ACT Relating to industrial insurance.

To Committee on Labor and Employment Security.

HOUSE BILL NO. 472, by Representatives Conway, Douthwaite and Kiskaddon:

AN ACT Relating to rehabilitated felons; and adding a new section to chapter 72.04A RCW.

To Committee on Local Government.

HOUSE BILL NO. 473, by Representatives Adams, Paris, Wojahn, Kirk, Merrill, Johnson, O'Brien, Chatalas, Conway, Jastad, Marzano, Gallagher, McCormick, Bauer, Ceccarelli, Charette, Bagnariol, Litchman, Luders and Rosellini:

AN ACT Relating to the law against discrimination, amending section 1, chapter 183, Laws of 1949 as last amended by section 1, chapter 167, Laws of 1969 ex. sess. and RCW 49.60.010; amending section 12, chapter 183, Laws of 1949 as amended by section 2, chapter 37, Laws of 1957 and RCW 49.60.020; amending section 2, chapter 183, Laws of 1949 as last amended by section 2, chapter 167, Laws of 1969 ex. sess. and RCW 49.60.030; amending section 8, chapter 270, Laws of 1955 as last amended by section 1, chapter 81, Laws of 1971 ex. sess. and RCW 49.60.120; amending section 9, chapter 270, Laws of 1955 as amended by section 2, chapter 81, Laws of 1971 ex. sess. and RCW 49.60.130; amending section 9, chapter 37, Laws of 1957 as last amended by section 3, chapter 81, Laws of 1971 ex. sess. and RCW 49.60.180; amending section 10, chapter 37, Laws of 1957 as last amended by section 4, chapter 81, Laws of 1971 ex. sess. and RCW 49.60.190; and amending section 11, chapter 37, Laws of 1957 as last amended by section 5, chapter 81, Laws of 1971 ex. sess. and RCW 49.60.200.

To Committee on Labor and Employment Security.

HOUSE BILL NO. 474, by Representatives Lysen and Douthwaite:

AN ACT Relating to local improvements and the preparation of preliminary cost estimates; and amending section 35.43.190, chapter 7, Laws of 1965 as amended by section 6, chapter 116, Laws of 1971 ex. sess. and RCW 35.43.190.

To Committee on Local Government.

HOUSE BILL NO. 475, by Representative Lysen:

AN ACT Relating to the board of trustees of the relief and pension fund of police departments in cities of the first class; amending section 1, chapter 39, Laws of 1909 as last amended by section 1, chapter 69, Laws of 1955 and RCW 41.20.010; and amending section 2, chapter 39, Laws of 1909 and RCW 41.20.020.

To Committee on Local Government.

HOUSE BILL NO. 476, by Representatives Lysen and Rosellini:

AN ACT Relating to community college district expenditures; creating new sections; adding new sections to chapter 223, Laws of 1969 ex. sess. and to chapter 28B.50 RCW; and making an effective date.

To Committee on Higher Education.

HOUSE BILL NO. 477, by Representatives Bauer, Van Dyk, Zimmerman and Haussler:

AN ACT Relating to food fish and shellfish; providing for a personal use salmon license; designating the uses of moneys received from license fees; adding new sections to chapter 12, Laws of 1955 and to chapter 75.28 RCW; creating a fisheries account within the general fund; and providing penalties.

To Committee on Natural Resources and Ecology.

HOUSE BILL NO. 478, by Representatives Thompson and Julin:

AN ACT Relating to pollution control hearings boards; amending section 31, chapter 62, Laws of 1970 ex. sess. and RCW 43.21B.010; amending section 34, chapter 62, Laws of 1970 ex. sess. and RCW 43.21B.040; amending section 35, chapter 62, Laws of 1970 ex. sess. and RCW 43.21B.050; amending section 41, chapter 62, Laws of 1970 ex. sess. and RCW 43.21B.110; amending section 42, chapter 62, Laws of 1970 ex. sess. and RCW 43.21B.120; amending section 43, chapter 62, Laws of 1970 ex. sess. and RCW 43.21B.130; amending section 44, chapter 62, Laws

of 1970 ex. sess. and RCW 43.21B.140; amending section 53, chapter 62, Laws of 1970 ex. sess. and RCW 43.21B.230; adding new sections to chapter 62, Laws of 1970 ex. sess. and to chapter 43.21B RCW; creating a new section; and repealing section 54, chapter 62, Laws of 1970 ex. sess. and RCW 43.21B.240.

To Committee on Natural Resources and Ecology.

HOUSE BILL NO. 479, by Representative Lysen:

AN ACT Relating to land use; requiring certificates showing zoning and use of certain properties upon the sale thereof; adding new sections to chapter 35.22 RCW; and adding new sections to chapter 36.70 RCW.

To Committee on Local Government.

HOUSE BILL NO. 480, by Representatives Berentson, Perry, Wanamaker, Gilleland and Thompson:

AN ACT Relating to state government; creating a department of transportation and prescribing its general structure, personnel, powers, duties and functions; creating the state transportation commission and prescribing its powers, duties and functions; creating the office of secretary of transportation and prescribing powers, duties and functions therefor; transferring to the jurisdiction of the department of transportation and/or the state transportation commission and/or the secretary of transportation certain powers, duties and functions of the department of highways, the highway commission, the toll bridge authority, the aeronautics commission, the department of motor vehicles, the state traffic safety commission, the canal commission, the pilotage commission, and the urban arterial board; transferring certain powers, duties and functions of certain state officials, boards and commissions; providing the procedure for the aforesaid transfers; saving certain rights; abolishing certain state agencies and offices; renaming Title 47 RCW; amending section 47.01.020, chapter 13, Laws of 1961 and RCW 47.01.020; amending section 47.01.030, chapter 13, Laws of 1961 as amended by section 1, chapter 1, Laws of 1965 ex. sess. and RCW 47.01.030; amending section 47.01.050, chapter 13, Laws of 1961 and RCW 47.01.050; amending section 47.01.060, chapter 13, Laws of 1961 and RCW 47.01.060; amending section 47.01.070, chapter 13, Laws of 1961 and RCW 47.01.070; amending section 47.01.080, chapter 13, Laws of 1961 and RCW 47.01.080; amending section 47.01.090, chapter 13, Laws of 1961 and RCW 47.01.090; amending section 47.01.110, chapter 13, Laws of 1961 and RCW 47.01.110; amending section 47.01.160, chapter 13, Laws of 1961 as last amended by section 1, chapter

115, Laws of 1971 ex. sess. and RCW 47.01.160; amending section 18, chapter 83, Laws of 1967 ex. sess. as last amended by section 8, chapter 85, Laws of 1971 ex. sess. and RCW 47.26.120; amending section 47.56.030, chapter 13, Laws of 1961 as last amended by section 3, chapter 180, Laws of 1969 ex. sess. and RCW 47.56.030; amending section 47.56.070, chapter 13, Laws of 1961 and RCW 47.56.070; amending section 47.56.080, chapter 13, Laws of 1961 and RCW 47.56.080; amending section 47.56.090, chapter 13, Laws of 1961 and RCW 47.56.090; amending section 47.56.120, chapter 13, Laws of 1961 and RCW 47.56.120; amending section 47.56.245, chapter 13, Laws of 1961 as amended by section 53, chapter 170, Laws of 1965 ex. sess. and RCW 47.56.245; amending section 47.56.250, chapter 13, Laws of 1961 and RCW 47.56.250; amending section 3, chapter 257, Laws of 1961 and RCW 47.56.254; amending section 4, chapter 165, Laws of 1947 as last amended by section 2, chapter 68, Laws of 1967 and RCW 14.04.040; amending section 5, chapter 123, Laws of 1965 ex. sess. and RCW 91.12.050; amending section 3, chapter 147, Laws of 1967 ex. sess. as last amended by section 7, chapter 85, Laws of 1971 ex. sess. and RCW 43.59.030; amending section 9, chapter 147, Laws of 1967 ex. sess. and RCW 43.59.080; amending section 1, chapter 147, Laws of 1967 ex. sess. and RCW 43.59.010; amending section 8, chapter 147, Laws of 1967 ex. sess. and RCW 43.59.070; amending section 14, chapter 147, Laws of 1967 ex. sess. as amended by section 5, chapter 195, Laws of 1971 ex. sess. and RCW 43.59.130; amending amending section 1, chapter 11, Laws of 1971 and RCW 43.17.010; amending section 2, chapter 11, Laws of 1971 and RCW 43.17.020; adding new sections to Title 46 RCW; adding new sections to chapter 13, Laws of 1961 and to Title 47 RCW; adding new sections to chapter 43.59 RCW; adding a new section to chapter 1, Laws of 1961 and to chapter 41.06 RCW; repealing section 3, chapter 165, Laws of 1947, section 1, chapter 68, Laws of 1967 and RCW 14.04.030; repealing sections 4 and 7, chapter 147, Laws of 1967 ex. sess. and RCW 43.59.040 and 43.59.060; repealing section 1, chapter 156, Laws of 1965 and RCW 46.01.010; repealing section 2, chapter 156, Laws of 1965 and RCW 46.01.020; repealing section 9, chapter 156, Laws of 1965 and RCW 46.01.090; repealing section 47.01.080, chapter 13, Laws of 1961 and RCW 47.01.080; repealing section 47.01.100, chapter 13, Laws of 1961 and RCW 47.01.100; repealing section 47.01.120, chapter 13, Laws of 1961 and RCW 47.01.120; repealing section 47.01.130, chapter 13, Laws of 1961, section 10, chapter 307, Laws of 1961 and RCW 47.01.130; repealing section 47.56.020, chapter 13, Laws of 1961 as amended by section 1, chapter 278, Laws of 1961 and RCW 47.56.020; repealing section 2, chapter 278, Laws of 1961 and RCW 47.56.021; repealing section 4, chapter 278, Laws of 1961, section 32, chapter 170, Laws of 1965 ex. sess. and RCW 47.56.023; repealing sections 6

and 7, chapter 278, Laws of 1961 and RCW 47.56.027 and 47.56.029; repealing section 2, chapter 123, Laws of 1965 ex. sess. and RCW 91.12.020; repealing section 3, chapter 123, Laws of 1965 ex. sess., section 1, chapter 36, Laws of 1967 and RCW 91.12.030; repealing section 4, chapter 123, Laws of 1965 ex. sess. and RCW 91.12.040; and providing an effective date.

To Committee on Transportation.

HOUSE BILL NO. 481, by Representative Amen:

AN ACT Relatig to unemployment compensation; and amending section 89, chapter 35, Laws of 1945 as last amended by section 13, chapter 3, Laws of 1971 and RCW 5C.24.010.

To Committee on Labor and Employment Security.

HOUSE BILL NO. 482, by Representatives North, Moon and Cunningham:

AN ACT Relating to natural resources; and adding a new chapter to Title 79 RCW.

To Committee on Natural Resources and Ecology.

HOUSE BILL NO. 483, by Representatives Curtis, Wanamaker and Newhouse:

AN ACT Relating to labor relations; providing for the regulation of labor relations between hospitals and employees thereof; and adding a new chapter to Title 49 RCW.

To Committee on Labor and Employment Security.

HOUSE BILL NO. 484, by Representative Johnson:

AN ACT Relating to the Washington state teacher's retirement system; creating a new section; and making an appropriation.

To Committee on Appropriations.

HOUSE BILL NO. 485, by Representatives Martinis, Bagnariol and Ceccarelli:

AN ACT Relating to revenue and taxation; amending section 82.50.010, chapter 15, Laws of 1961 as last amended by section 35, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.010; amending section 82.50.020, chapter 15, Laws of 1961 as last amended by section 36, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.020; amending section 82.50.030, chapter 15, Laws of 1961 as last amended by section 37, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.030; amending section 82.50.040, chapter 15, Laws of 1961 as last amended by section 38, chapter 299, Laws of

1971 ex. sess. and RCW 82.50.040; amending section 82.50.050, chapter 15, Laws of 1961 as last amended by section 39, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.050; amending section 82.50.070, chapter 15, Laws of 1961 as last amended by section 40, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.070; amending section 82.50.101, chapter 15, Laws of 1961 as last amended by section 41, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.101; amending section 82.50.105, chapter 15, Laws of 1961 as last amended by section 42, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.105; amending section 82.50.110, chapter 15, Laws of 1961 as last amended by section 43, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.110; amending section 82.50.120, chapter 15, Laws of 1961 as last amended by section 44, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.120; amending section 82.50.130, chapter 15, Laws of 1961 as last amended by section 45, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.130; amending section 82.50.140, chapter 15, Laws of 1961 as last amended by section 46, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.140; amending section 82.50.180, chapter 15, Laws of 1961 as last amended by section 48, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.180; amending section 82.50.190, chapter 15, Laws of 1961 as last amended by section 49, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.190; amending section 82.50.200, chapter 15, Laws of 1961 as last amended by section 50, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.200; amending section 53, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.901; amending section 84.36.120, chapter 15, Laws of 1961 as amended by section 72, chapter 299, Laws of 1971 ex. sess. and RCW 84.36.120; repealing section 55, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.400; repealing section 56, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.410; repealing section 57, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.420; repealing section 58, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.430; repealing section 59, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.440; repealing section 60, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.450; repealing section 61, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.460; repealing section 62, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.470; repealing section 63, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.480; repealing section 64, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.490; repealing section 65, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.500; repealing section 67, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.520; repealing section 68, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.530; and repealing section 69, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.540.

To Committee on Revenue and Taxation.

HOUSE BILL NO. 486, by Representative Backstrom:

AN ACT Relating to revenue and taxation; amending section 1, chapter 8, Laws of 1970 ex. sess. as last amended by section 3, chapter 299, Laws of 1971 ex. sess. and RCW 82.04.050; amending section 82.08.020, chapter 15, Laws of 1961 as last amended by section 9, chapter 281, Laws of 1971 ex. sess. and RCW 82.08.020; amending section 82.12.020, chapter 15, Laws of 1961 as last amended by section 10, chapter 281, Laws of 1971 ex. sess. and RCW 82.12.020; amending section 84.52.050, chapter 15, Laws of 1961 as last amended by section 24, chapter 299, Laws of 1971 ex. sess. and RCW 84.52.050; amending section 84.52.052, chapter 15, Laws of 1961 as last amended by section 26, chapter 288, Laws of 1971 ex. sess. and RCW 84.52.052; amending section 84.52.056, chapter 15, Laws of 1961 and RCW 84.52.056; amending section 1, chapter 133, Laws of 1967 ex. sess. as last amended by section 25, chapter 299, Laws of 1971 ex. sess. and RCW 84.52.065; adding a new section to chapter 28A.48 RCW; adding a new section to chapter 82.14 RCW; creating new sections; and declaring an emergency.

To Committee on Revenue and Taxation.

HOUSE BILL NO. 487, by Representatives Eikenberry and O'Brien (by Public Employees Retirement System request):

AN ACT Relating to public employment; amending section 1, chapter 75, Laws of 1971 and RCW 41.40.405; amending section 2, chapter 75, Laws of 1971 and RCW 41.40.406; and declaring an emergency.

To Committee on Financial Institutions and Insurance.

HOUSE BILL NO. 488, by Representatives McDermott and Ceccarelli:

AN ACT Relating to revenue and taxation; providing a sales tax exemption on food to certain senior citizens; and adding new sections to chapter 82.08 RCW.

To Committee on Revenue and Taxation.

HOUSE BILL NO. 489, by Representatives Spanton, Wanamaker and Gilleland:

AN ACT Relating to highways.

To Committee on Transportation.

HOUSE BILL NO. 490, by Representative Randall:

AN ACT Relating to industrial insurance; amending section 51.12.020, chapter 23, Laws of 1961 as amended by section 3, chapter 289, Laws of 1971 ex. sess. and RCW 51.12.020; and declaring an emergency.

To Committee on Labor and Employment Security.

HOUSE BILL NO. 491, by Representative Litchman:

AN ACT Relating to state and local government and providing means to stimulate economic opportunities throughout the state.

To Committee on State Government.

HOUSE BILL NO. 492, by Representatives Newhouse, Hatfield and Randall:

AN ACT Relating to certain employees of school districts.

To Committee on Education and Libraries.

HOUSE BILL NO. 493, by Representatives Spanton, Garrett, Gilleland, Polk, Gladder and Kuehnle:

AN ACT Relating to property taxes; and adding a new section to chapter 15, Laws of 1961 and to chapter 84.36 RCW.

To Committee on Revenue and Taxation.

HOUSE BILL NO. 494, by Representatives Spanton, McCormick, Garrett, Adams, Gilleland, Richardson, Paris, Gladder, Benitz, Jones, Schumaker, Kuehnle and Luders:

AN ACT Relating to crimes and punishments; adding a new section to chapter 9.48 RCW; and prescribing penalties.

To Committee on Judiciary.

HOUSE BILL NO. 495, by Representatives Wanamaker and Gilleland:

AN ACT Relating to revenue and taxation and public transportation; and amending section 2, chapter 296, Laws of 1971 ex. sess. and RCW 82.14.045.

To Committee on Transportation.

HOUSE BILL NO. 496, by Representatives Ross, Kiskaddon, Blair, Maxie and Charnley (by Department of Social and Health Services request):

AN ACT Relating to qualifications for certain occupations, licenses and permits; amending section 4, chapter 101, Laws of 1957 as amended by section 19, chapter 223, Laws of 1967 and RCW 18.15.130; amending section 8, chapter 112, Laws of 1935 and RCW 18.32.230; amending section 10, chapter 213, Laws of 1909 as amended by section 10, chapter 38, Laws of 1963 and RCW 18.64.160; amending section 6, chapter 200, Laws of 1959 and RCW 18.90.060; amending section 3, chapter 174, Laws of 1909 as last amended by section 5, chapter 17, Laws of 1970 ex. sess. and RCW 26.04.210; amending section 24, chapter 121, Laws of 1965 ex. sess. and RCW 46.20.285; amending section 46.72.100, chapter 12, Laws of 1961 as amended by section 86, chapter 32, Laws of 1967 and RCW 46.72.100; amending section 46.82.060, chapter 12, Laws of 1961 as last amended by section 107, chapter 32, Laws of 1967 and RCW 46.82.060; amending section .17.54, chapter 79, Laws of 1947 as amended by section 24, chapter 150, Laws of 1967 and RCW 48.17.540; amending section 6, chapter 55, Laws of 1933 and RCW 67.16.050; amending section 11, chapter 111, Laws of 1931 as last amended by section 13, chapter 137, Laws of 1969 ex. sess. and RCW 70.74.110; amending section 12, chapter 111, Laws of 1931 as last amended by section 14, chapter 137, Laws of 1969 ex. sess. and RCW 70.74.120; amending section 3, chapter 101, Laws of 1941 as amended by section 16, chapter 137, Laws of 1969 ex. sess. and RCW 70.74.130; amending section 18, chapter 137, Laws of 1969 ex. sess. as last amended by section 7, chapter 302, Laws of 1971 ex. sess. and RCW 70.74.135; and amending section 77.32.240, chapter 36, Laws of 1955 and RCW 77.32.240.

To Committee on Judiciary.

HOUSE BILL NO. 497, by Representative Anderson:

AN ACT Relating to veterans' affairs.

To Committee on State Government.

HOUSE BILL NO. 498, by Representative Curtis:

AN ACT Relating to franchises; amending section 18, chapter 252, Laws of 1971 ex. sess. and RCW 19.100.180; and adding a new section to chapter 252, Laws of 1971 ex. sess. and to chapter 19.100 RCW.

To Committee on Business and Professions.

HOUSE BILL NO. 499, by Representatives Johnson and Moon:

AN ACT Relating to disability insurance and health care service contracts; adding a new section to chapter 229, Laws of 1951 and to chapter 48.20 RCW;

repealing section 20, chapter 229, Laws of 1951 and RCW 48.20.192; repealing section 21, chapter 229, Laws of 1951 and RCW 48.20.202; and repealing section 22, chapter 229, Laws of 1951 and RCW 48.20.212.

To Committee on Financial Institutions and Insurance.

HOUSE BILL NO. 500, by Representatives Lysen and Rosellini:

AN ACT Relating to businesses and professions; increasing and reconstituting the membership of the state board of pharmacy; amending section 3, chapter 98, Laws of 1935 as amended by section 16, chapter 38, Laws of 1963 and RCW 18.64.001; and amending section 3, chapter 98, Laws of 1935 as amended by section 18, chapter 38, Laws of 1963 and RCW 18.64.005.

To Committee on Business and Professions.

HOUSE BILL NO. 501, by Representatives Berentson, Conner and Wanamaker:

AN ACT Relating to state highways; and amending section 2, chapter 85, Laws of 1967 ex. sess. as last amended by section 29, chapter 73, Laws of 1971 ex. sess. and RCW 47.39.020.

To Committee on Transportation.

HOUSE BILL NO. 502, by Representatives King, Morrison, Copeland and Johnson:

AN ACT Relating to labor relations in health care activities; and adding a new chapter to Title 49 RCW.

To Committee on Labor and Employment Security.

HOUSE BILL NO. 503, by Representative Grant:

AN ACT Relating to industrial insurance.

To Committee on Labor and Employment Security.

HOUSE BILL NO. 504, by Representatives Bluechel, Perry and Kopet:

AN ACT Relating to state government; creating a department of finance; amending section 1, chapter 11, Laws of 1971 and RCW 43.17.010; amending section 2, chapter 11, Laws of 1971 and RCW 43.17.020; creating a new chapter in Title 43 RCW; adding a new section to chapter 43.75 RCW; creating new sections; repealing

section 43.33.010, chapter 8, Laws of 1965 and RCW 43.33.010; repealing section 43.33.020, chapter 8, Laws of 1965 and RCW 43.33.020; repealing section 43.33.030, chapter 8, Laws of 1965 and RCW 43.33.030; repealing section 43.33.040, chapter 8, Laws of 1965 and RCW 43.33.040; declaring an emergency; and providing an effective date.

To Committee on State Government.

HOUSE BILL NO. 505, by Representatives Bottiger and Cunningham (by Department of Motor Vehicles request):

AN ACT Relating to the registration of escrow agents; amending section 1, chapter 153, Laws of 1965 as amended by section 1, chapter 245, Laws of 1971 ex. sess. and RCW 18.44.010; amending section 2, chapter 153, Laws of 1965 as last amended by section 2, chapter 245, Laws of 1971 ex. sess. and RCW 18.44.020; amending section 3, chapter 153, Laws of 1965 and RCW 18.44.030; amending section 4, chapter 153, Laws of 1965 as amended by section 3, chapter 245, Laws of 1971 ex. sess. and RCW 18.44.040; amending section 8, chapter 153, Laws of 1965 as amended by section 5, chapter 245, Laws of 1971 ex. sess. and RCW 18.44.080; amending section 13, chapter 245, Laws of 1971 ex. sess. and RCW 18.44.260; repealing section 7, chapter 245, Laws of 1971 ex. sess. and RCW 18.44.200; repealing section 8, chapter 245, Laws of 1971 ex. sess. and RCW 18.44.210; repealing section 9, chapter 245, Laws of 1971 ex. sess. and RCW 18.44.220; repealing section 10, chapter 245, Laws of 1971 ex. sess. and RCW 18.44.230; repealing section 11, chapter 245, Laws of 1971 ex. sess. and RCW 18.44.240; and repealing section 12, chapter 245, Laws of 1971 ex. sess. and RCW 18.44.250.

To Committee on Business and Professions.

HOUSE BILL NO. 506, by Representative Bottiger:

AN ACT Relating to motor vehicles; adding a new chapter to Title 46 RCW; adding a new section to chapter 169, Laws of 1963 and to chapter 46.29 RCW; making an appropriation; and providing an effective date.

To Committee on Financial Institutions and Insurance.

HOUSE BILL NO. 507, by Representatives Wolf, Amen, Curtis, Wojahn, McCormick and North:

AN ACT Relating to filled dairy products; and amending section 15.38.010, chapter 11, Laws of 1961, and RCW 15.38.010.

To Committee on Agriculture.

HOUSE BILL NO. 508, by Representative Rottiger:

AN ACT Relating to the definition of a retail installment contract and to the cancellation of certain retail installment contracts; amending section 1, chapter 236, Laws of 1963 and RCW 63.14.010; amending section 4, chapter 236, Laws of 1963 as last amended by section 1, chapter 2, Laws of 1969 and RCW 63.14.040; amending section 12, chapter 236, Laws of 1963 as last amended by section 2, chapter 2, Laws of 1969 and RCW 63.14.120; amending section 12, chapter 234, Laws of 1967 and RCW 63.14.154; and prescribing an effective date.

To Committee on Business and Professions.

HOUSE BILL NO. 509, by Representative Rosellini:

AN ACT Relating to industrial insurance.

To Committee on Labor and Employment Security.

HOUSE BILL NO. 510, by Representatives Gallagher and Haussler:

AN ACT Relating to the state finance committee; and adding a new section to chapter 43.84 RCW.

To Committee on State Government.

HOUSE BILL NO. 511, by Representative Grant:

AN ACT Relating to business regulation.

To Committee on Business and Professions.

HOUSE BILL NO. 512, by Representatives Ross and Maxie (by Secretary of State request):

AN ACT Relating to elections; providing for additional publication of notice for constitutional amendments and referendum bills; and amending section 29.27.072, chapter 9, Laws of 1965 as amended by section 1, chapter 96, Laws of 1967 and RCW 29.27.072.

To Committee on Elections and Apportionment.

HOUSE BILL NO. 513, by Representatives Merrill and Haussler:

AN ACT Relating to local government, including cities,

towns, counties and other local subdivisions.

To Committee on Local Government.

HOUSE BILL NO. 514, by Representatives Bluechel, Cunningham, Wolf and Savage (by Department of General Administration request):

AN ACT Relating to state government; providing for the construction of a state building and facilities on the east capitol site in the city of Olympia; providing for the financing thereof; providing for the lease thereof by the state building authority to the department of general administration; and declaring an emergency.

To Committee on State Government.

HOUSE BILL NO. 515, by Representatives Hubbard and Grant:

AN ACT Relating to the public employees collective bargaining act.

To Committee on Labor and Employment Security.

HOUSE BILL NO. 516, by Representatives Wolf, Pardini, Curtis, Kopet, Hatfield, Hubbard, Juelling, Jastad, Martinis, Adams, Gallagher, Haussler, Marzano and Moon:

AN ACT Relating to collections.

To Committee on Business and Professions.

HOUSE BILL NO. 517, by Representatives Conway, Jones and Kuehne (by Public Pension Commission request):

AN ACT Relating to the state board of investments.

To Committee on State Government.

HOUSE BILL NO. 518, by Representatives Kiskaddon, Douthwaite and Maxie:

AN ACT Relating to higher education; and adding a new section to chapter 28B.15 RCW.

To Committee on Higher Education.

HOUSE BILL NO. 519, by Representative Lysen:

AN ACT Relating to municipal firemen's pension boards; and amending section 2, chapter 91, Laws of 1947 as

amended by section 10, chapter 255, Laws of 1961 and RCW 41.16.02C.

To Committee on Local Government.

HOUSE BILL NO. 520, by Representatives Mentor and Costanti:

AN ACT Relating to all-terrain vehicles.

To Committee on Transportation.

HOUSE BILL NO. 521, by Representatives Kopet and Gladder (by Department of Social and Health Services request):

AN ACT Relating to tuberculosis and tuberculosis hospitalization; amending section 11, chapter 277, Laws of 1971 ex. sess. and RCW 70.35.070; adding new sections to chapter 70.30 RCW; repealing section 1, chapter 172, Laws of 1913, section 8, chapter 54, Laws of 1967 and RCW 70.30.010; repealing section 2, chapter 172, Laws of 1913, section 1, chapter 68, Laws of 1945 and RCW 70.30.02C; repealing section 3, chapter 172, Laws of 1913, section 9, chapter 54, Laws of 1967 and RCW 70.30.040; repealing section 4, chapter 172, Laws of 1913, section 10, chapter 54, Laws of 1967 and RCW 70.30.050; repealing section 5, chapter 172, Laws of 1913, section 11, chapter 54, Laws of 1967 and RCW 70.30.060; repealing section 12, chapter 54, Laws of 1967 and RCW 70.30.071; repealing section 7, chapter 172, Laws of 1913, section 1, chapter 80, Laws of 1915, section 13, chapter 54, Laws of 1967 and RCW 70.30.080; repealing section 9, chapter 172, Laws of 1913, section 14, chapter 54, Laws of 1967 and RCW 70.30.100; repealing section 15, chapter 172, Laws of 1913, section 3, chapter 80, Laws of 1915 and RCW 70.30.130; repealing section 12, chapter 172, Laws of 1913 and RCW 70.30.160; repealing section 2, chapter 4, Laws of 1953 ex. sess., section 12, chapter 110, Laws of 1967 ex. sess. and RCW 70.32.015; repealing section 1, chapter 4, Laws of 1953 ex. sess. section 2, chapter 117, Laws of 1959, section 13, chapter 110, Laws of 1967 ex. sess. and RCW 70.32.021; repealing section 3, chapter 162, Laws of 1943, section 3, chapter 66, Laws of 1945 and RCW 70.32.030; repealing section 4, chapter 162, Laws of 1943, section 4, chapter 66, Laws of 1945, section 15, chapter 54, Laws of 1967 and RCW 70.32.040; repealing section 3, chapter 4, Laws of 1953 ex. sess., section 18, chapter 54, Laws of 1967, section 1, chapter 161, Laws of 1969 ex. sess. and RCW 70.32.080; repealing section 2, chapter 161, Laws of 1969 ex. sess. and RCW 70.32.085; and repealing section 25, chapter 277, Laws of 1971 ex. sess. and RCW 70.33.070.

To Committee on Social and Health Services.

HOUSE BILL NO. 522, by Representatives Kopet, Maxie and Brown:

AN ACT Relating to sewer and water districts.

To Committee on Local Government.

HOUSE BILL NO. 523, by Representatives Randall, Beck and Kuehnle:

AN ACT Relating to public safety; and creating a new section.

To Committee on Judiciary.

HOUSE BILL NO. 524, by Representatives Chatalas, Grant and Perry:

AN ACT Relating to crimes and punishment; amending section 12, page 78, Laws of 1854 as last amended by section 1, chapter 112, Laws of 1919 and RCW 9.48.030; amending section 1, chapter 6, Laws of 1933 ex. sess. and RCW 9.52.010; amending section 65, chapter 249, Laws of 1909 and RCW 9.82.010; repealing section 8, chapter 9, Laws of 1901 ex. sess. and RCW 10.70.040; repealing section 152, page 125, Laws of 1854, section 291, page 152, Laws of 1860, section 288, page 244, Laws of 1873, section 1130, Code of 1881, section 1, chapter 9, Laws of 1901 ex. sess. and RCW 10.70.050; repealing section 2, chapter 9, Laws of 1901 ex. sess. and RCW 10.70.060; repealing section 6, chapter 9, Laws of 1901 ex. sess. and RCW 10.70.070; repealing section 3, chapter 9, Laws of 1901 ex. sess. and RCW 10.70.080; repealing section 153, page 125, Laws of 1854, section 289, page 244, Laws of 1873, section 1131, Code of 1881, and RCW 10.70.090; repealing section 4, chapter 9, Laws of 1901 ex. sess., and RCW 10.70.100; repealing section 5, chapter 9, Laws of 1901 ex. sess. and RCW 10.70.110; repealing section 155, page 125, Laws of 1854, section 291, page 245, Laws of 1873, section 1133, Code of 1881 and RCW 10.70.120; and repealing section 154, page 125, Laws of 1854, section 1132, Code of 1881, section 7, chapter 9, Laws of 1901 ex. sess. and RCW 10.70.130; and declaring an emergency.

To Committee on Judiciary.

HOUSE BILL NO. 525, by Representatives McDermott and Rabel:

AN ACT Relating to motor vehicles; amending section 62, chapter 155, Laws of 1965 ex. sess. as last amended by section 1, chapter 284, Laws of 1971 ex. sess. and RCW 46.61.515; and providing penalties.

To Committee on Judiciary.

HOUSE BILL NO. 526, by Representatives Johnson, Kilbury, Sawyer and Gallagher:

AN ACT Relating to water rights; amending section 13, chapter 284, Laws of 1969 ex. sess. and RCW 90.14.041; amending section 18, chapter 284, Laws of 1969 ex. sess. and RCW 90.14.091; amending section 19, chapter 284, Laws of 1969 ex. sess. and RCW 90.14.101; and adding a new section to chapter 90.14 RCW.

To Committee on Natural Resources and Ecology.

HOUSE BILL NO. 527, by Representatives Zimmerman and Bauer:

AN ACT Relating to the Yacolt fire; and amending section 5, chapter 171, Laws of 1955 and RCW 76.14.080.

To Committee on Natural Resources and Ecology.

HOUSE BILL NO. 528, by Representative Spanton:

AN ACT Relating to snowmobiles; amending section 4, chapter 29, Laws of 1971 ex. sess. and RCW 46.10.040; amending section 7, chapter 29, Laws of 1971 ex. sess. and RCW 46.10.070; and amending section 12, chapter 29, Laws of 1971 ex. sess. and RCW 46.10.120.

To Committee on Natural Resources and Ecology.

HOUSE BILL NO. 529, by Representative Wanamaker:

AN ACT Relating to revenue and taxation; adding new sections to chapter 84.36 RCW; and making an effective date.

To Committee on Revenue and Taxation.

HOUSE BILL NO. 530, by Representatives Kiskaddon, Maxie, Ross, Smythe, King and Charnley:

AN ACT Relating to fees of community colleges; amending section 29, chapter 261, Laws of 1969 ex. sess. as last amended by section 12, chapter 279, Laws of 1971 ex. sess. and RCW 28B.15.520; repealing section 9, chapter 59, Laws of 1970 ex. sess., section 13, chapter 279, Laws of 1971 ex. sess. and RCW 28B.15.523; and making an appropriation.

To Committee on Higher Education.

HOUSE BILL NO. 531, by Representative Beck:

AN ACT Relating to revenue and taxation; and amending

section 84.56.020, chapter 15, Laws of 1961 as last amended by section 3, chapter 288, Laws of 1971 ex. sess. and RCW 84.56.020.

To Committee on Revenue and Taxation.

HOUSE BILL NO. 532, by Representatives May, Gallagher, Backstrom, Wojahn, McCormick, Knowles, Zimmerman and Kirk:

AN ACT Relating to teachers' retirement; correlating teachers' retirement benefits with public employees' retirement benefits.

To Committee on Financial Institutions and Insurance.

HOUSE BILL NO. 533, by Representative Hubbard:

AN ACT Relating to unemployment compensation.

To Committee on Labor and Employment Security.

HOUSE BILL NO. 534, by Representatives Rabel, Charette, Ross and Bledsoe:

AN ACT Relating to the public disclosure of official records; and adding a new chapter to Title 40 RCW.

To Committee on State Government.

HOUSE BILL NO. 535, by Representatives Barden and Mentor:

AN ACT Relating to the board of tax appeals; amending section 36, chapter 26, Laws of 1967 ex. sess. and RCW 82.03.070; and amending section 43, chapter 26, Laws of 1967 ex. sess. and RCW 82.03.140.

To Committee on Revenue and Taxation.

HOUSE BILL NO. 536, by Representatives Haussler and Merrill:

AN ACT Relating to local government, including cities, towns, counties and other local subdivisions.

To Committee on Local Government.

HOUSE BILL NO. 537, by Representatives Kopet, Pardini and Curtis (by Department of Social and Health Services request):

AN ACT Relating to public assistance; amending section 74.04.300, chapter 26, Laws of 1959 as amended by

section 18, chapter 173, Laws of 1969 ex. sess. and RCW 74.04.300.

To Committee on Social and Health Services.

HOUSE BILL NO. 538, by Representative Randall:

AN ACT Relating to revenue and taxation; providing for the allocation and distribution of a portion of retail sales and use tax revenues to cities, towns and counties; adding a new section to chapter 15, Laws of 1961 and to chapter 82.08 RCW; and providing an effective date.

To Committee on Revenue and Taxation.

HOUSE BILL NO. 539, by Representatives Bagnariol, Polk, Gallagher and Wolf:

AN ACT Relating to consumer warranties.

To Committee on Judiciary.

HOUSE BILL NO. 540, by Representative Kiskaddon:

AN ACT Relating to community correctional services.

To Committee on Social and Health Services.

HOUSE BILL NO. 541, by Representative Bottiger:

AN ACT Relating to education.

To Committee on Education and Libraries.

HOUSE BILL NO. 542, by Representatives Pardini and Kopet (by Department of Social and Health Services request):

AN ACT Relating to public assistance and the enforcement of child support obligations.

To Committee on Social and Health Services.

HOUSE BILL NO. 543, by Representative Van Dyk:

AN ACT Relating to dairies and dairy products; and amending section 15.32.430, chapter 11, Laws of 1961 and RCW 15.32.430.

To Committee on Agriculture.

HOUSE BILL NO. 544, by Representative Farr:

AN ACT Relating to the practice of dentistry; and amending section 1, chapter 130, Laws of 1951 as last amended by section 1, chapter 236, Laws of 1971 ex. sess. and RCW 18.32.030.

To Committee on Social and Health Services.

HOUSE BILL NO. 545, by Representative Spanton:

AN ACT Relating to landlords and tenants.

To Committee on Judiciary.

HOUSE BILL NO. 546, by Representatives Douthwaite, Bluechel, Williams, Luders, Blair, Shinpoch, Charnley, Chatalas, Ceccarelli and Kraabel:

AN ACT Relating to noise control; adding a new chapter to Title 70 RCW; creating a new section; and providing penalties.

To Committee on Natural Resources and Ecology.

HOUSE BILL NO. 547, by Representatives Backstrom, Conner, Mentor, Berentson, Martinis, Wanamaker and Costanti:

AN ACT Relating to the Washington state employees retirement system; and adding new sections to chapter 41.40 RCW.

To Committee on Financial Institutions and Insurance.

HOUSE BILL NO. 548, by Representatives Bledsoe, Curtis and Flanagan:

AN ACT Relating to the filing and enforcement of liens on crops for services performed and materials furnished in dusting and spraying.

To Committee on Agriculture.

HOUSE BILL NO. 549, by Representative Rosellini:

AN ACT Relating to confidentiality and review of personal files with state agencies.

To Committee on State Government.

HOUSE BILL NO. 550, by Representatives Rabel, Kraabel, Maxie and Pardini:

AN ACT Relating to alcoholic beverage control; denying discount to licensees who discriminate; adding a new

section to chapter 66.24 RCW; and declaring an effective date.

To Committee on Business and Professions.

HOUSE BILL NO. 551, by Representatives Flanagan and Hubbard:

AN ACT Relating to revenue and taxation.

To Committee on Revenue and Taxation.

HOUSE BILL NO. 552, by Representative Lysen:

AN ACT Relating to educational expenditures.

To Committee on Education and Libraries.

HOUSE BILL NO. 553, by Representatives Ross, Maxie and Kiskaddon (by Executive request):

AN ACT Relating to the lease and rental of property; enacting the Residential Landlord-Tenant Act of 1972; amending section 9, chapter 96, Laws of 1891 as amended by section 2, chapter 123, Laws of 1927 and RCW 59.12.080; amending section 11, chapter 96, Laws of 1891 as last amended by section 4, chapter 123, Laws of 1927 and RCW 59.12.100; amending section 14, chapter 96, Laws of 1891 and RCW 59.12.121; amending section 18, chapter 96, Laws of 1891 and RCW 59.12.170; amending section 22, chapter 96, Laws of 1891 as amended by section 128, chapter 81, Laws of 1971 and RCW 59.12.200; adding a new section to chapter 59.04 RCW; adding a new section to chapter 59.08 RCW; adding a new section to chapter 59.12 RCW; adding a new section to chapter 59.16 RCW; adding new sections to chapter 96, Laws of 1891 and to chapter 59.12 RCW; creating a new chapter in Title 59 RCW; creating new sections; repealing section 1, chapter 188, Laws of 1941 and RCW 59.08.010; repealing section 2, chapter 188, Laws of 1941 and RCW 59.08.020; repealing section 3, chapter 188, Laws of 1941 and RCW 59.08.030; repealing section 4, chapter 188, Laws of 1941 and RCW 59.08.040; repealing section 5, chapter 188, Laws of 1941 and RCW 59.08.050; repealing section 6, chapter 188, Laws of 1941 and RCW 59.08.060; repealing section 7, chapter 188, Laws of 1941 and RCW 59.08.070; repealing section 8, chapter 188, Laws of 1941 and RCW 59.08.080; repealing section 9, chapter 188, Laws of 1941, section 7, chapter 304, Laws of 1961 and RCW 59.08.090; repealing section 10, chapter 188, Laws of 1941 and RCW 59.08.100; repealing section 10, chapter 96, Laws of 1891, section 3, chapter 123, Laws of 1927 and RCW 59.12.090; and providing penalties.

To Committee on Judiciary.

HOUSE BILL NO. 554, by Representatives Marzano and Grant:

AN ACT Relating to public employment; and creating new sections.

To Committee on Labor and Employment Security.

HOUSE BILL NO. 555, by Representative Shera (by Department of Personnel request):

AN ACT Relating to insurance and health care programs for state employees and officials; amending section 5, chapter 59, Laws of 1969 as amended by section 11, chapter 39, Laws of 1970 ex. sess. and RCW 41.04.230; amending section 1, chapter 39, Laws of 1970 ex. sess. and RCW 41.05.010; amending section 2, chapter 39, Laws of 1970 ex. sess. and RCW 41.05.020; amending section 3, chapter 39, Laws of 1970 ex. sess. and RCW 41.05.030; amending section 4, chapter 39, Laws of 1970 ex. sess. and RCW 41.05.040; amending section 5, chapter 39, Laws of 1970 ex. sess. and RCW 41.05.050; amending section 6, chapter 39, Laws of 1970 ex. sess. and RCW 41.05.060; amending section 7, chapter 39, Laws of 1970 ex. sess. and RCW 41.05.070; amending section 9, chapter 39, Laws of 1970 ex. sess. and RCW 41.06.370; and amending section 24.06, chapter 79, Laws of 1947 as last amended by section 21, chapter 195, Laws of 1963 and RCW 48.24.060.

To Committee on Financial Institutions and Insurance.

HOUSE BILL NO. 556, by Representatives Zimmerman and Thompson:

AN ACT Relating to wildlife.

To Committee on Natural Resources and Ecology.

HOUSE BILL NO. 557, by Representatives Morrison, Bagnariol and Blair:

AN ACT Relating to wine produced in this state, establishing standards for products used in the production thereof and standards for identity, purity, quality and labeling thereof and providing penalties.

To Committee on Business and Professions.

HOUSE BILL NO. 558, by Representative Morrison:

AN ACT Relating to state government-legislative; and amending section 1, page 10, Laws of 1890 and RCW 44.04.060.

To Committee on State Government.

HOUSE BILL NO. 559, by Representatives Cunningham and Sawyer:

AN ACT Relating to the distribution of excise taxes collected on mobile homes, travel trailers or campers; amending section 82.50.160, chapter 15, Laws of 1961 as last amended by section 47, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.160; and making an effective date.

To Committee on Revenue and Taxation.

HOUSE BILL NO. 560, by Representative Curtis:

AN ACT Relating to consumer protection.

To Committee on Business and Professions.

HOUSE BILL NO. 561, by Representatives Williams and Sawyer:

AN ACT Relating to property taxation; and adding a new section to chapter 15, Laws of 1961 and to chapter 84.40 RCW.

To Committee on Revenue and Taxation.

HOUSE BILL NO. 562, by Representatives Conner and Gilleland:

AN ACT Relating to motor vehicles.

To Committee on Transportation.

HOUSE BILL NO. 563, by Representative Kirk:

AN ACT Relating to service programs for members of the work force displaced by technological changes or external economic forces; making an appropriation; and declaring an emergency.

To Committee on Social and Health Services.

HOUSE BILL NO. 564, by Representative Hubbard:

AN ACT Relating to industrial insurance.

To Committee on Labor and Employment Security.

HOUSE BILL NO. 565, by Representative Curtis:

AN ACT Relating to professional licensing.

To Committee on Business and Professions.

HOUSE BILL NO. 566, by Representative Goldsworthy:

AN ACT Relating to education.

To Committee on Education and Libraries.

HOUSE BILL NO. 567, by Representative Charnley:

AN ACT Relating to the recall of public officials.

To Committee on Elections and Apportionment.

HOUSE BILL NO. 568, by Representative Morrison:

AN ACT Relating to redistricting and reapportionment of the state into congressional districts.

To Committee on Elections and Apportionment.

HOUSE BILL NO. 569, by Representative Conner:

AN ACT Relating to food fish and shellfish.

To Committee on Natural Resources and Ecology.

HOUSE BILL NO. 570, by Representative Conner:

AN ACT Relating to state toll bridges.

To Committee on Transportation.

HOUSE BILL NO. 571, by Representatives Kirk, Wojahn, Lysen, Maxie and Ross:

AN ACT Relating to retail sales tax; and amending section 82.08.030, chapter 15, Laws of 1961 as last amended by section 1, chapter 11, Laws of 1971 ex. sess. and RCW 82.08.030.

To Committee on Revenue and Taxation.

HOUSE BILL NO. 572, by Representative Benitz:

AN ACT Relating to the revenue and taxation of timber and forest lands.

To Committee on Revenue and Taxation.

HOUSE BILL NO. 573, by Representative Sawyer:

AN ACT Relating to school districts; and amending section 28A.58.420, chapter 223, Laws of 1969 ex. sess. as last amended by section 2, chapter 269, Laws of 1971 ex. sess. and RCW 28A.58.420.

To Committee on Education and Libraries.

HOUSE BILL NO. 574, by Representative Conner:

AN ACT Relating to railroads.

To Committee on Transportation.

HOUSE BILL NO. 575, by Representative Conner:

AN ACT Relating to food fish and shellfish.

To Committee on Natural Resources and Ecology.

HOUSE BILL NO. 576, by Representatives Conner and Martinis:

AN ACT Relating to sports and amusements.

To Committee on Business and Professions.

HOUSE BILL NO. 577, by Representative Lysen:

AN ACT Relating to public housing.

To Committee on State Government.

HOUSE BILL NO. 578, by Representative Sawyer:

AN ACT Relating to labor relations; amending section 10, chapter 108, Laws of 1967 ex. sess. and RCW 41.56.100; and amending section 1, chapter 58, Laws of 1963 and RCW 49.08.010.

To Committee on Labor and Employment Security.

HOUSE BILL NO. 579, by Representative Curtis:

AN ACT Relating to intoxicating liquor.

To Committee on Business and Professions.

HOUSE BILL NO. 580, by Representative Rabel:

AN ACT Relating to the public disclosure of official records; and adding a new chapter to Title 40 RCW.

To Committee on State Government.

HOUSE BILL NO. 581, by Representative Bottiger:

AN ACT Relating to education.

To Committee on Education and Libraries.

HOUSE BILL NO. 582, by Representative Grant:

AN ACT Relating to the Washington state patrol.

To Committee on Transportation.

HOUSE JOINT MEMORIAL NO. 2, by Representatives Berentson,

Wanamaker, Amen, Bauer, Bozarth, Gilleland and Hansey:

Providing for implementation of interstate short-haul air compact.

To Committee on Transportation.

HOUSE JOINT MEMORIAL NO. 3, by Representatives Charnley and Rabel:

Memorial regarding Alpine Lakes.

To Committee on Natural Resources and Ecology.

HOUSE JOINT MEMORIAL NO. 4, by Representatives Berentson, Costanti, Hansey, Farr, Van Dyk, Bauer, Wanamaker, Mentor, Jones and Polk:

Memorializing the President and Congress to commemorate the peaceful settlement of the dispute over the San Juan Islands.

HOUSE JOINT MEMORIAL NO. 5, by Representative Conway:

Petitioning Congress to authorize public service employment programs for recipients of public assistance.

To Committee on Social and Health Services.

HOUSE JOINT RESOLUTION NO. 74, by Representatives Grant, King and Thompson:

Constitutional amendment on tax reform.

To Committee on Revenue and Taxation.

HOUSE JOINT RESOLUTION NO. 75, by Representatives King, Kiskaddon, Newhouse, Perry and Litchman:

Authorizing property tax relief to homeowners and lessees.

To Committee on Revenue and Taxation.

HOUSE JOINT RESOLUTION NO. 76, by Representatives King, Grant and Ceccarelli:

Constitutional amendment relating to economic recovery.

To Committee on State Government.

HOUSE JOINT RESOLUTION NO. 77, by Representative Flanagan:

Pertaining to revenue and taxation.

To Committee on Revenue and Taxation.

HOUSE JOINT RESOLUTION NO. 78, by Representatives Kilbury, Douthwaite, McCormick, Bauer, Savage, Marsh, Beck, Hurley, Shinpoch, Grant, Chatalas, Gallagher, Backstrom, Bradley, Sawyer, Jastad, Johnson, Maxie, Marzano, Luders, Gladder and Litchman:

Limiting the Governor's veto power.

To Committee on State Government.

HOUSE JOINT RESOLUTION NO. 79, by Representative Charnley:

Repealing section 40, Article 2 and Amendment 18 of the State Constitution.

To Committee on Transportation.

HOUSE JOINT RESOLUTION NO. 80, by Representatives Eikenberry, Wolf, Barden, Grant, Hatfield and Spanton:

Submitting proposal to amend Constitution relating to governor's veto.

To Committee on Judiciary.

HOUSE JOINT RESOLUTION NO. 81 by Representative Randall:

Amending the Constitution to authorize the lending of the credit of the state to municipalities for construction of facilities relating to pollution control.

To Committee on State Government.

HOUSE JOINT RESOLUTION NO. 82, by Representatives Bledsoe, King, Kiskaddon, Brouillet, Mentor, McDermott, Blair, Savage, Hoggins, Conner, Ross, Douthwaite, Rabel, Williams, Brown, Kraabel, Jones, Charnley and Litchman:

Amending the Constitution to provide tax revision.

To Committee on Revenue and Taxation.

HOUSE CONCURRENT RESOLUTION NO. 11, by Representatives Douthwaite and Kilbury:

Directing the legislative council to study the

feasibility of establishing a Washington, D. C., legislative liaison office.

To Committee on State Government.

HOUSE CONCURRENT RESOLUTION NO. 12, by Representatives Rosellini and Ross:

Requesting an interim study of comparative negligence laws.

To Committee on Judiciary.

HOUSE CONCURRENT RESOLUTION NO. 13, by Representatives Wolf, Chatalas, Grant and Copeland:

Inviting National Conference of State Legislative Leaders to hold its 1973 convention in Seattle.

HOUSE CONCURRENT RESOLUTION NO. 14, by Representative Douthwaite:

Providing for a study to be made on prisoner education.

To Committee on Social and Health Services.

HOUSE CONCURRENT RESOLUTION NO. 15, by Representative Douthwaite:

Providing for a study of prisoner education in correctional institutions of state.

To Committee on Social and Health Services.

HOUSE CONCURRENT RESOLUTION NO. 16, by Representative Douthwaite:

Directing the legislative council to study the implementation of a liaison office in Washington, D. C. for the state.

To Committee on State Government.

HOUSE CONCURRENT RESOLUTION NO. 17, by Representatives O'Brien, Copeland, Kirk, Litchman, North and Rabel:

Relating to the creation of a Klondike Commission.

To Committee on State Government.

HOUSE CONCURRENT RESOLUTION NO. 18, by Representative McDermott:

Requesting a study to determine the feasibility of housing low-income senior citizens in unoccupied dormitory rooms.

To Committee on Higher Education.

MOTION

Mr. Morrison moved that the bills, memorials and resolutions printed on today's agenda under fourth order of business be referred to the committees specified with the exception of HOUSE CONCURRENT RESOLUTION NO. 13 and HOUSE JOINT MEMORIAL NO. 4.

MOTION

Mr. Jastad moved that the motion by Mr. Morrison be amended and that HOUSE BILL NO. 500 be referred to the Committee on Appropriations instead of the Committee on Business and Professions.

Representative Jastad spoke in favor of the amendment to the motion, and Representatives Curtis and Newhouse spoke against it.

The amendment by Mr. Jastad to the motion by Mr. Morrison was lost.

MOTION

Mr. Randall moved that the motion by Mr. Morrison be amended and that HOUSE BILL NO. 410 be referred to the Committee on Natural Resources and Ecology instead of the Committee on Local Government.

Representative Randall spoke in favor of the amendment to the motion, and Representatives Morrison and Kopet spoke against it.

With the consent of the House, Mr. Randall withdrew his amendment to the motion by Mr. Morrison.

MOTION

Mr. Eikenberry moved that the motion by Mr. Morrison be amended and that HOUSE JOINT RESOLUTION NO. 80 be referred to the Committee on Judiciary instead of the Committee on State Government.

Mr. Eikenberry spoke in favor of the amendment to the motion, and Mr. Bluechel spoke against it.

POINT OF INQUIRY

Mr. Wolf: "Mr. Speaker, would you enlighten the body as to what subcommittee of the Legislative Council this issue came out of? Was it not the Judiciary Subcommittee of the Legislative Council?"

The Speaker: "It was in fact the Judiciary Subcommittee of the Legislative Council."

Mr. Wolf spoke in favor of the amendment by Mr. Eikenberry to the motion by Mr. Morrison.

The amendment by Mr. Eikenberry to the motion by Mr. Morrison was adopted, and House Joint Resolution No. 80 was referred to the Committee on Judiciary.

#### MOTION

Mr. Smythe moved that the motion by Mr. Morrison be amended and that HOUSE BILL NO. 373 be referred to the Committee on Appropriations instead of the Committee on State Government.

Mr. Smythe spoke in favor of the amendment to the motion.

The amendment by Mr. Smythe to the motion by Mr. Morrison was carried.

The Speaker stated the question before the House to be the motion by Mr. Morrison as amended by Representatives Eikenberry and Smythe.

The motion was carried.

#### FIRST READING

HOUSE JOINT MEMORIAL NO. 4, by Representatives Berentson, Costanti, Hansey, Farr, Van Dyk, Bauer, Wanamaker, Mentor, Jones and Polk:

Memorializing the President and Congress to commemorate the peaceful settlement of the dispute over the San Juan Islands.

#### MOTIONS

On motion of Mr. Morrison, the rules were suspended, House Joint Memorial No. 4 was advanced to second reading and read the second time.

On motion of Mr. Morrison, the House deferred consideration of House Joint Memorial No. 4 on second reading, and the memorial was ordered placed on tomorrow's second reading calendar.

#### FIRST READING

HOUSE CONCURRENT RESOLUTION NO. 13, by Representatives Wolf, Chatalas, Grant and Copeland:

Inviting National Conference of State Legislative Leaders to hold its 1973 convention in Seattle.

On motion of Mr. Morrison, the rules were suspended,

House Concurrent Resolution No. 13 was advanced to second reading and read the second time.

On motion of Mr. Morrison, the rules were suspended, the second reading considered the third, and House Concurrent Resolution No. 13 was placed on final passage.

Representatives O'Brien and Wolf spoke in favor of the resolution.

House Concurrent Resolution No. 13 was adopted.

MOTION

On motion of Mr. Morrison, House Concurrent Resolution No. 13 was ordered transmitted immediately to the Senate.

MOTION

Mr. Morrison moved that under the provisions of House Rule No. 23, all "title only" bills listed on today's agenda under fourth order of business should not be printed until needed.

Mr. Morrison spoke in favor of the motion.

POINT OF INQUIRY

Mr. Moon: "Is it correct that title only bills as they are printed will be printed only with the title? And the committee chairman will call the title only, and the amendment then will be submitted in the committee?"

The Speaker: "That is correct. They will be numbered and referred to committees as any other bills. As soon as they are used by a committee, or in other words, at the point they come back here attached to a committee report, either the substitute bill or the amendment attached to the bill at that point will be printed."

POINT OF INQUIRY

Mr. Grant: "Will only the committee chairmen be permitted to order the printing of title only bills, or will other members also be afforded that opportunity?"

The Speaker: "I don't think I quite understand your question. I don't think it would be up to the committee chairmen. At such time as that bill is used by a committee and it comes back to the House attached to a committee report, then the House will order the bill printed."

Mr. Grant: "Then if I go to Mr. Hubbard and ask for consideration of one of the title only bills that I have introduced, and he agrees to consider that measure, and it does then receive favorable consideration from the committee, it then can come and be printed?"

The Speaker: "That is correct."

## POINT OF INQUIRY

Mr. Randall: "If I go to my committee chairman and explain to him the idea of the title only bill and the purpose for which I submitted it, if I don't have a printed bill, how can I detail to him exactly what I am trying to do?"

The Speaker: "The committee will have the original bill by title only. In no event, even if we ordered them printed now, could the content that you want be printed. You would have to get that material in the normal course to the committee chairman."

Mr. Randall: "Then to clarify, when you say, 'print the bill,' you really put it in bill form. Does this preclude going through a computer print-out?"

The Speaker: "No, the only printing we are doing away with is the printing that goes in your billbook. The original bill and all the many copies needed for House mechanical use will still be made. The bill will still actually be there."

The Speaker stated the question before the House to be the motion by Mr. Morrison that under the provisions of House Rule No. 23, all title only bills listed on today's agenda under fourth order of business shall not be printed until needed.

The motion was carried.

## REPORTS OF STANDING COMMITTEES

January 17, 1972

HOUSE BILL NO. 11, Prime sponsor: Representative Cunningham, requiring school bus to stop at railroad crossing, whether loaded or unloaded, reported by Committee on Transportation.

MAJORITY recommendation: Do pass. Signed by Representatives Berentson, Chairman, Spanton, Vice Chairman, Wanamaker, Adams, Amen, Bauer, Beck, Bozarth, Charnley, Conway, Cunningham, Douthwaite, Gallagher, Garrett, Gilleland, Hansey, Jastad, Johnson, Jones, Kraabel, Martinis, McCormick, Newhouse, Schumaker.

To Committee on Rules and Administration for second reading.

January 18, 1972

HOUSE BILL NO. 78, Prime sponsor: Representative Conner, exempting law enforcement officers from the waiting period when purchasing firearms, reported by Committee on Judiciary.

MAJORITY recommendation: Do pass. Signed by Representatives Julin, Chairman, Eikenberry, Vice Chairman,

Bottiger, Hubbard, Knowles, Marsh, Richardson, Rosellini, Ross, Shinpoch.

To Committee on Rules and Administration for second reading.

January 18, 1972

HOUSE BILL NO. 93, Prime sponsor: Representative Pardini, amending the uniform reciprocal enforcement of support act, reported by Committee on Judiciary.

MAJORITY recommendation: Do pass. Signed by Representatives Julin, Chairman, Eikenberry, Vice Chairman, Bottiger, Hubbard, Knowles, Marsh, Richardson, Rosellini, Ross, Shinpoch.

To Committee on Rules and Administration for second reading.

January 17, 1972

HOUSE BILL NO. 137, Prime sponsor: Representative Bottiger, making the assessor's comparable sales data available to individuals protesting their property valuation, reported by Committee on Revenue and Taxation.

MAJORITY recommendation: Do pass. Signed by Representatives Flanagan, Chairman, Kiskaddon, Vice Chairman, Bagnariol, Benitz, Bluechel, Ceccarelli, Eikenberry, Hatfield, Haussler, Julin, Kilbury, Randall.

To Committee on Rules and Administration for second reading.

January 17, 1972

HOUSE BILL NO. 138, Prime sponsor: Representative Flanagan, providing changes in board of equalization operations, reported by Committee on Revenue and Taxation.

MAJORITY recommendation: Do pass with the following amendment:

On page 4, section 3, line 19 before the period and after "appeals" insert "unless the taxpayer requests a hearing before the full board"

Signed by Representatives Flanagan, Chairman, Kiskaddon, Vice Chairman, Bagnariol, Benitz, Bluechel, Ceccarelli, Eikenberry, Hatfield, Julin, Kilbury, Pardini, Randall.

To Committee on Rules and Administration for second reading.

January 17, 1972

HOUSE BILL NO. 139, Prime sponsor: Representative Flanagan, providing for notification to property owners of changes in assessed valuation, reported by Committee on Revenue and Taxation.

MAJORITY recommendation: Do pass. Signed by

Representatives Flanagan, Chairman, Kiskaddon, Vice Chairman, Bagnariol, Bluechel, Ceccarelli, Eikenberry, Hatfield, Haussler, Julin, Kilbury, Pardini, Randall.

To Committee on Rules and Administration for second reading.

SECOND READING

HOUSE CONCURRENT RESOLUTION NO. 6, by Representatives King, Smythe, Brouillet and Litchman (by Joint Committee on Education request):

Providing suggested action for schools to take in effort to eliminate drug abuse in the schools.

MOTION

On motion of Mr. Morrison, the House deferred consideration of House Concurrent Resolution No. 6 on second reading, and the resolution was ordered placed at the bottom of today's calendar.

HOUSE CONCURRENT RESOLUTION NO. 7, by Representatives Brown, Wolf and Johnson (by Joint Committee on Education request):

Providing program relating to insuring of school districts.

The resolution was read the second time and passed to Committee on Rules and Administration for third reading.

HOUSE BILL NO. 8, by Representatives Smythe, Marsh, Bauer and Zimmerman:

Repealing certain resident employee restrictions on public works.

MOTION

On motion of Mr. Smythe, Substitute House Bill No. 8 was substituted for House Bill No. 8, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 8 was read the second time and passed to Committee on Rules and Administration for third reading.

HOUSE BILL NO. 40, by Representatives Julin, Eikenberry, Wojahn and McCormick (by Judicial Council request):

Providing payment of certain legal expenses for indigents and juveniles.

MOTION

On motion of Mr. Julin, the House deferred consideration of House Bill No. 40, and the bill was ordered placed on Friday's second reading calendar.

HOUSE CONCURRENT RESOLUTION NO. 6, by Representatives King,

Smythe, Brouillet and Litchman (by Joint Committee on Education request):

Providing suggested action for schools to take in effort to eliminate drug abuse in the schools.

The House resumed consideration of House Concurrent Resolution No. 6 on second reading. (See Journal for ninth day, January 18, 1972, for previous House action.)

Mrs. Hurley moved adoption of the following amendment:

On page 1, line 18, after "WHEREAS," strike the remainder of the paragraph and insert "Efforts to enforce anti-drug laws in the schools through the use of undercover narcotics agents have sometimes been undertaken without the prior knowledge of school authorities;"

#### PARLIAMENTARY INQUIRY

Mr. Spanton: "Mr. Speaker, I have an amendment on the desk which deals with a section prior to this particular line. Would this prohibit coming back later and offering my amendment?"

The Speaker: "No, it would not, Mr. Spanton. Your amendment strikes all material beginning on page 1, line 8, through line 8 on page 2, and the body has the right to perfect that material before we take up your amendment to strike."

Representative Hurley spoke in favor of the amendment.

#### PARLIAMENTARY INQUIRY

Mr. King: "Mr. Speaker, we made an attempt yesterday, unsuccessfully, to strike the section which Mrs. Hurley seeks to amend. Is it normal procedure, if a motion to strike fails, to open it up to further amendments?"

The Speaker: "Ordinarily, had that amendment been on the desk, the amendment to perfect the language would have come prior to the motion to strike. However, this is a motion to strike and insert new language, so I think the amendments are complementary."

Mr. King: "I am concerned about future procedures--if this is going to be the way we operate. If there is a motion to strike, and we vote on it and it fails, do we then have an opportunity to further perfect it?"

The Speaker: "Under ordinary circumstances, with a measure on second reading (and I have checked with Reed's Rule 144) and a motion to strike being defeated, the language then would be locked into that measure and we would be unable to change it. The difference here comes with the fact that this is a separate day. The normal amendments (like Mrs. Hurley's) would have been taken first

before the amendment to strike, had we done it all on the same working day, and your point would be well taken that the language could not then be perfected. But the measure was deferred and is back on a new working day for second reading for any type of amendments that might be offered."

Mr. King spoke in favor of the amendment by Mrs. Hurley.

The amendment by Mrs. Hurley was adopted.

Mr. Kuehnle moved adoption of the following amendment by Representatives Kuehnle and Conway:

On page 1, line 26, after "to expand" strike "comprehensive health education programs in the schools, a major component of which should be drug education" and insert "drug education programs"

Representatives Kuehnle, Barden, Conway and Hurley spoke in favor of the amendment, and Representatives Brouillet, Smythe, Hoggins and McDermott spoke against it.

The amendment was lost on a rising vote.

Mr. Kuehnle moved adoption of the following amendment by Representatives Conway, Kuehnle and Spanton:

On page 2, beginning on line 5, strike all of the matter down to and including "school authorities" on line 8.

Mr. Kuehnle spoke in favor of adoption of the amendment, and Mr. Smythe spoke against it.

#### POINT OF INQUIRY

Mr. Brouillet yielded to question by Mr. Douthwaite.

Mr. Douthwaite: "Mr. Brouillet, you mentioned yesterday you had done some work in the interim on the language in this resolution. It seems to me very loose. I would like to know more precisely what is meant by 'the cooperation of school authorities.' Would you expand on that a bit, please?"

Mr. Brouillet: "Representative Douthwaite, the feeling of the committee was, and we found in our testimony, that great frictions have developed as a result of lack of cooperation between the school officials and the authorities. I am a little bit amazed at the opponents of this resolution, or those who want to strike this section, because this is an attempt to make the bill more workable, more efficient and more practical. We are trying to strengthen this program to help it along. What we are saying is that you should talk to these people in the schools and get their cooperation. Now, as Mr. Kuehnle said, if you don't get the cooperation, you cannot go in. That is not true. Or if you feel that because of a very hush-hush type operation or because of security reasons you don't want to do this, you don't have to. The police now

have the authority to go in, whether the school people approve of it or not. What we are trying to do is make it a little better program, and make it more operational--more efficient and more effective. We have seen, and we know, that the program in Seattle is now more effective because they have cooperated with the school people. This was the intent of that language. Again, nothing to hinder anybody, but to make the use of personnel in the schools a little more active and more effective. If you are for this type of operation, I can't see how you can vote for this amendment because it will weaken the bill. It will make it less effective. It will make it more difficult for the school people. It will make it more difficult for the police. So if you like this program and want to see more of it, you will defeat this amendment."

Representative Douthwaite spoke against adoption of the amendment, and Representative Kuehnle again spoke in favor of it.

The amendment by Mr. Kuehnle was lost.

Mr. Spanton moved adoption of the following amendment:

On page 1, beginning on line 8, strike all of the matter down through page 2, line 8, and insert the following:

"WHEREAS, The report notes the absence of a comprehensive drug awareness program in the schools; and

WHEREAS, Attempts to enforce anti-drug laws in the schools have, on occasion, caused misunderstandings among the parties involved;

NOW THEREFORE, BE IT RESOLVED, By the House of Representatives, the Senate concurring, that the enforcement agencies, prosecuting authorities and schools engage in a cooperative program to insure that the drug abuse laws are enforced.

BE IT FURTHER RESOLVED, That the schools place added emphasis on drug awareness programs in the schools."

Mr. Spanton spoke in favor of the amendment.

#### POINT OF INQUIRY

Mr. Litchman yielded to question by Mr. Ross.

Mr. Ross: "Mr. Spanton's amendment strikes all of the material beginning on line 8. There is one phrase that I am concerned about, on page 1, line 15. It says 'known police presence' in the school. I am not quite sure what 'known police presence' means--whether the police stand across the street so that all the students can see them, or the police stand inside the hallway so the students can see them as they look out the classroom door, if there is a window in the door. Or does it mean security guards authorized by the school board, employed by them to provide

order and to prevent crimes from occurring within the school itself?"

Mr. Litchman: "As I interpret the paragraph (and I only joined this particular resolution because I was sympathetic of what the authors were attempting to do in Seattle, and I can only speak to Seattle) the police are known to be there in most instances by the school authorities. In some instances they have been planted there, and there hasn't been any abuse that I know of by the Seattle Police Department. They have worked in cooperation with the school system. I think what we are asking is that the school board authorize the additional police protection in certain areas where there is a problem, and to the best of my knowledge there hasn't been any problem. What they are talking about is surveillance known by the school authorities. In the central area, I know the police have worked very closely with school officials. In my area, in the north end of town there have been undercover agents of the Seattle Police Department working with juveniles, trying to apprehend some of these gangs that are selling amphetamines and what have you. And some of the police officers or undercover agents are actually known by the pupils as well as by the school authorities. I don't think your question leads to the import of the resolution. The purpose of the resolution merely is to ask that the police authorities seek approval by the school people before they go in. They have been doing it in the past. To the best of my knowledge there have not been any infringements or any serious problems. I do not feel that the wording here is that significant. We are only talking about a preamble."

Representative Gladder spoke in favor of the amendment, and Representatives Hoggins, Charette and Pardini spoke against it.

Mr. Spanton spoke again in favor of the amendment.

#### POINT OF ORDER

Mr. O'Brien: "Reed's Rule 136 is in point, and you have ruled along this line, that the friends of the resolution have a right to amend before a motion to strike would be in order. The motion to strike apparently was made yesterday pertaining to this section. And the House, in its wisdom, saw fit not to go along with it. So by that motion, or that effort, the House stated that it desired to have this paragraph included in the resolution. Therefore any amendment now to strike it would be out of order, and this is in accordance with Reed's Rule 136."

#### RULING BY THE SPEAKER

The Speaker: "Of course Mr. Spanton's amendment to strike includes not only that section that was under discussion yesterday and also subject to Mrs. Hurley's amendment, but includes other portions of the resolution itself which have also sought to be perfected by this group. It is a virtual rewrite of the body of the whole

resolution dealing with material that has not heretofore been discussed with any other amendment. Under Reed's Rule 138 there is the qualification: ' . . . It may, however, be proposed that these words with others, or a part of these words with others, be stricken out, provided the words newly proposed to be stricken out constitute substantially a new proposition different from the one already decided. . . .' Since Mr. Spanton's amendment deals with the portion of the resolution which has not been heretofore decided or discussed or perfected, I think your point is not well taken, and the amendment is in order."

Mr. O'Brien: "Mr. Speaker, you would have to go into Mr. Spanton's complete amendment to determine whether or not it constitutes a new proposition, and so there would be some doubt on it. But I suppose you have the choice to decide whether or not it is a new proposition. We would feel it does not constitute a new proposition and that this portion of his amendment would be out of order."

Mr. Spanton demanded an electric roll call, and the demand was sustained.

#### ROLL CALL

The Clerk called the roll on the amendment by Mr. Spanton to House Concurrent Resolution No. 6, and the amendment was lost by the following vote: Yeas, 28; nays, 63; not voting, 8.

Voting yea: Representatives Bagnariol, Barden, Benitz, Bledsoe, Conway, Cunningham, Eikenberry, Flanagan, Garrett, Gladder, Hatfield, Haussler, Hubbard, Hurley, Kirk, Kuehne, Morrison, Paris, Polk, Richardson, Ross, Schumaker, Shera, Shinpoch, Smith, Spanton, Wanamaker, Wolf.

Voting nay: Representatives Adams, Amen, Anderson, Backstrom, Bauer, Beck, Blair, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Conner, Costanti, Curtis, Douthwaite, Farr, Gallagher, Gilleland, Goldsworthy, Grant, Hansey, Hoggins, Jastad, Johnson, Jones, Julin, Kilbury, King, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, North, O'Brien, Pardini, Rabel, Randall, Rosellini, Savage, Sawyer, Smythe, Thompson, Van Dyk, Williams, Mr. Speaker.

Not voting: Representatives Berentson, Chatalas, Copeland, Juelling, Newhouse, Perry, Wojahn, Zimmerman.

House Concurrent Resolution No. 6 was ordered engrossed and passed to Committee on Rules and Administration for third reading.

#### RESOLUTION

HOUSE RESOLUTION NO. 72-5 by All Members of the House:

WHEREAS, The Second Extraordinary Session of the 42nd Legislature imposed at the outset of the session certain time limitations for the conduct of legislative

business; and introduction of bills and measures was thereby limited to the first ten days of the session up to and including January 19, 1972; and

WHEREAS, By reason of the ten day limitation on introduction of bills and measures the office of the Code Reviser was burdened under tremendous pressure to accomplish the task of drafting all new bills and measures to be introduced in this legislative session; and

WHEREAS, The members of the House of Representatives are desirous of expressing their gratitude and appreciation to the members and staff of the office of the Code Reviser and to Richard O. White, Code Reviser of the State of Washington for the outstanding work performed by them during the first ten days of the legislative session in meeting the unusually heavy demands for drafting and compiling bills and measures; and further wish to express their gratitude and appreciation to members of the House Workroom for their work in engrossing and finalizing such bills and measures;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives of the State of Washington, That the members and staff of the office of the Code Reviser and Richard O. White, Code Reviser of the State of Washington, and members of the House Workroom, be and the same are hereby commended for the outstanding work done by them during the first ten days of this legislative session, and that as a token of the gratitude and appreciation of the members of the House of Representatives, a copy of this Resolution shall be transmitted to each of said persons commended hereby.

Mr. Kilbury moved adoption of the resolution by Mr. Copeland.

The Speaker: "I will explain to Mr. Copeland that Mr. Kilbury had, unbeknownst to me, a very similar floor resolution on the desk for introduction tomorrow, and in accordance with our 24-hour rule, it was being held."

Representatives Kilbury and Copeland spoke in favor of the resolution.

The resolution was adopted.

Richard O. White, Code Reviser, and Karen Allen, Workroom Supervisor, and the staff of the work room were asked to come to the rostrum to be honored by the members of the House of Representatives.

#### MOTION

On motion of Mr. Bledsoe, the House adjourned until 10:00 a.m., Thursday, January 20, 1972.

THOMAS A. SWAYZE, Jr., Speaker.  
MALCOLM McBEATH, Chief Clerk.

## ELEVENTH DAY

## MORNING SESSION

House Chamber, Olympia, Wash., Thursday, January 20, 1972.

The House was called to order at 10:00 a.m. by the Speaker. The Clerk called the roll and all members were present except Representatives O'Brien and Williams who were excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by the Reverend Earl S. Bradley of the Evangel Chapel of Lacey.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

## MESSAGES FROM THE SENATE

January 19, 1972

Mr. Speaker: The Senate has adopted:

HOUSE CONCURRENT RESOLUTION NO. 13,

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

## RESOLUTIONS

HOUSE RESOLUTION NO. 72-6, by Representatives Johnson and Haussler:

WHEREAS, The Legislature has had a number of bills and studies before it relating to the various problems of water districts and water management; and

WHEREAS, The Legislature has in the past authorized the creation of numerous types of municipal corporations or special benefit districts which are empowered to carry out various water management activities; and

WHEREAS, The powers granted through existing statutes create ambiguity and cause problems of administration; and

WHEREAS, There are inactive water districts which must continue to be accounted for; and

WHEREAS, Legislation was passed in the last session to dissolve inactive port districts;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Legislative Council undertake a study of all of the state's water districts and as part of this study consider the benefits to be gained by possible consolidation of active and inactive districts, the debt and revenue-producing methods of the districts, the investment procedures of water districts, and the statutory authority for the various types of the state's water districts.

BE IT FURTHER RESOLVED, That the Legislative Council present the results of its study to the Forty-third Session of the Washington State Legislature.

AND BE IT FURTHER RESOLVED, That the Chief Clerk of the House of Representatives will present a copy of this Resolution upon its final passage to the Executive Secretary of the Legislative Council.

Mrs. Johnson moved adoption of the resolution.

Representatives Johnson and Haussler spoke in favor of the resolution.

The resolution was adopted.

#### REPORTS OF STANDING COMMITTEES

January 19, 1972

HOUSE BILL NO. 58, Prime Sponsor: Representative Hoggins, changing law relating to apportionment of state funds to school districts, reported by Committee on Education and Libraries.

MAJORITY recommendation: Do pass. Signed by Representatives Hoggins, Chairman, Mentor, Vice Chairman, Brouillet, Brown, Charette, Conway, Costanti, Johnson, McDermott.

To Committee on Rules and Administration for second reading.

January 19, 1972

HOUSE BILL NO. 59, Prime Sponsor: Representative Hatfield, authorizing school districts to establish police force for its own district, reported by Committee on Education and Libraries.

MAJORITY recommendation: Do pass with the following amendment:

On page 2, section 4, line 28 following "students" and before the period insert: ": PROVIDED, That such security officers shall not be permitted to carry weapons on school premises during the time when classes are in session except under specific emergency conditions outlined by the state board of education"

Signed by Representatives Hoggins, Chairman, Mentor, Vice Chairman, Brouillet, Conway, Costanti, Hatfield, Johnson, Jones, May, Polk, Randall.

To Committee on Rules and Administration for second reading.

January 19, 1972

HOUSE BILL NO. 90, Prime Sponsor: Representative Brouillet, establishing minimum number of days for kindergarten years, reported by Committee on Education and Libraries.

MAJORITY recommendation: Do pass. Signed by Representatives Hoggins, Chairman, Mentor, Vice Chairman, Brouillet, Brown, Charette, Conway, Johnson, McDermott, Randall.

To Committee on Rules and Administration for second reading.

January 19, 1972

HOUSE BILL NO. 104, Prime Sponsor: Representative Perry, providing financial aid to certain students attending elementary and secondary schools within the state, reported by Committee on Education and Libraries.

MAJORITY recommendation: Do pass. Signed by Representatives Mentor, Vice Chairman, Brouillet, Charette, Costanti, Johnson, Jones, May, McDermott, Polk.

To Committee on Rules and Administration for second reading.

January 19, 1972

HOUSE BILL NO. 105, Prime Sponsor: Representative O'Brien, providing that financial aid for part time students shall include ancillary services, reported by Committee on Education and Libraries.

MAJORITY recommendation: Do pass. Signed by Representatives Mentor, Vice Chairman, Brouillet, Charette, Conway, Costanti, Hatfield, Johnson, Jones, May, McDermott, Randall.

To Committee on Rules and Administration for second reading.

January 19, 1972

HOUSE BILL NO. 117, Prime Sponsor: Representative North, redistricting the state congressional districts, reported by Committee on Elections and Apportionment.

MAJORITY recommendation: Do pass with the following amendments:

Beginning on line 4, strike the remainder of the bill and insert the following:

"NEW SECTION. Section 1. There is added to chapter 29.68 RCW a new section to read as follows:

The purpose of this 1972 amendatory act is to redistrict the congressional districts of the state of Washington in accordance with the requirements of the United States Constitution as these requirements have been enunciated by the United States supreme court, so as to encompass within each district, as nearly as practicable, an equal number of state residents, exclusive of transient persons. As a matter of state policy, the legislature hereby declares that state residential population is regarded as the proper apportionment base for the alignment of congressional district boundaries to the extent that it

is practically possible to determine such population base. In accordance with this policy, the populations of the seven congressional districts established by and described in this 1972 amendatory act have been determined by the legislature on the following basis:

(1) For those geographic areas encompassing federal military establishments, and also constituting separate special enumeration census districts within the purview of the 1970 decennial federal census, population has been established by ascertaining the total number of the registered voters residing therein and then multiplying these totals by a multiple (2.2) reflecting the relationship between registered voters and the total number of state residents throughout the state;

(2) In the case of all other geographic areas, population has been ascertained on the basis of the total number of persons having been found to be residing within such areas as of April 1, 1970 in accordance with the aforesaid 1970 federal decennial census, for the specific reason that no practical means have been found to be available, in the absence of more inclusive federal census data, to establish the residential population of these areas in any other manner. No special census enumeration districts exist for such other areas of the state as may be occupied by significant numbers of transients.

NEW SECTION. Sec. 2. There is added to chapter 29.68 RCW a new section to read as follows:

On the basis of the criteria set forth in section 1 of this 1972 amendatory act, the population of each of the congressional districts established by this 1972 amendatory act is as follows:

First.....	478,648
Second.....	478,641
Third.....	478,598
Fourth.....	478,757
Fifth.....	478,788
Sixth.....	478,562
Seventh.....	478,616

Sec. 3. Section 8, chapter 152, Laws of 1965 ex. sess. and RCW 29.68.008 are each amended to read as follows:

(1) Any area not specifically included within the boundaries of any of the districts as described in ((~~REW 29.68.004, 29.68.008, 29.68.042, 29.68.022, 29.68.034, 29.68.044, 29.68.063 and 29.68.067~~)) this 1972 amendatory act and which is completely surrounded by a particular district, shall be a part of that district. Any such area not completely surrounded by a particular district shall be a part of the district having the smallest number of inhabitants and having territory contiguous to such area ((in the same county in which the area is located)).

(2) Any area described in ((~~REW 29.68.064, 29.68.068, 29.68.042, 29.68.022, 29.68.034, 29.68.044, 29.68.063 and 29.68.067~~)) this 1971 amendatory act as specifically embraced in two or more noninclusive districts shall be a part of the adjoining district having the smallest number of inhabitants and shall not be a part of the other district or districts.

(3) Any area specifically mentioned as embraced within a district but separated from such district by one

or more other districts, shall be assigned as though it had not been included in any district specifically described.

(4) The ((1960)) 1970 United States census shall be used for determining the number of inhabitants under the provisions of ((REW 29.68.004, 29.68.008, 29.68.012, 29.68.022, 29.68.034, 29.68.044, 29.68.663 and 29.68.067)) this 1972 amendatory act.

NEW SECTION. Sec. 4. There is added to chapter 29.68 RCW a new section to read as follows:

The boundaries of census areas mentioned in this chapter shall be those established by the United States bureau of the census in the 1970 decennial census. The boundaries of counties, municipalities, and other political subdivisions of the state, mentioned in this chapter shall be those boundaries as used in the 1970 decennial census or, if not used in the census, as they existed on April 1, 1970.

NEW SECTION. Sec. 5. There is added to chapter 29.68 RCW a new section to read as follows:

That portion of Kitsap county included in the following census areas: Enumeration districts 83, 84, 85, 86, 87, 88, 89, 90, 91, and 92; and that portion of King county included in the following census areas: Census tracts 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, and 22, special enumeration district 217 of census tract 23, census tracts 24, 25, 26, 27, 28, 29, 30, 31, and 32, enumeration district 2200 of census tract 32.99, census tracts 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, and 47, enumeration district 2203 of census tract 47.99, census tracts 48, 49, 50, 51, and 52, enumeration district 2210 of census tract 52.99, census tracts 53 and 54, enumeration district 214 of census tract 55, census tracts 56, 57, and 58, special census tract 58, census tracts 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, and 84, block group 1 of census tract 85, census tracts 86, 87, 88, 89, 90, 94, 95, 101, 102, 103, 201, 202, 203, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, and 215, enumeration district 2150 of census tract 201.99, census tracts 204, 243, 244, 245, and 246, enumeration district 2206 of census tract 54.99, enumeration district 2211 of census tract 53.99, enumeration district 2201 of census tract 57.99, enumeration districts 2202, 2213, and 2214 of census tract 58.99, enumeration district 2204 of census tract 59.99, enumeration district 2205 of census tract 60.99, enumeration district 2209 of census tract 61.99, enumeration district 2212 of census tract 62.99, enumeration district 2207 of census tract 66.99, enumeration district 2208 of census tract 67.99, and enumeration district 2215 of census tract 71.99, shall constitute the first congressional district and shall be entitled to one representative in the congress of the United States.

NEW SECTION. Sec. 6. There is added to chapter 29.68 RCW a new section to read as follows:

Whatcom county; Skagit county; San Juan county; Island county; Snohomish county; and that portion of King county included in the following census areas: Census tracts 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, block groups 1, 2, and 9 of census tract 226, and

enumeration districts 201 and 202 of census tract 329, shall constitute the second congressional district and shall be entitled to one representative in the congress of the United States.

NEW SECTION. Sec. 7. There is added to chapter 29.68 RCW a new section to read as follows:

Clallam county; Jefferson county; Grays Harbor county; Mason county; Thurston county; Pacific county; Lewis county; Cowlitz county; Wahkiakum county; that portion of Clark county included in the following census areas: Enumeration districts 601, 602, and 603 of census tract 401, enumeration districts 604, 605, 606, and 607 of census tract 402, enumeration district 612 of census tract 404; that portion of Pierce county included in the following census areas: Census tracts 703, 704, 706, 733, 713, and 731, enumeration districts 72A, 72B, and 73 of census tract 730, and census tracts 701, 702, and 732; and that portion of Kitsap county included in the following census areas: Enumeration districts 1, 2, 3, 4, 4B, 5, 6, 7, and 8, census tract 9509, enumeration districts 13, 14, 15, 16, 17, 18, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 76, 77, 78, 79, 80, 81, 82, 93, 94, 95, 96, 97, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, and 112, census tracts 9501, 9502, 9503, 9504, 9506, and 9508, enumeration districts 66, 67, 68, 69, 70, 71, 72, 73, and special enumeration district 74 of census tract 9505, enumeration district 9900 of census tract 9505.99, and enumeration district 75, shall constitute the third congressional district and shall be entitled to one representative in the congress of the United States.

NEW SECTION. Sec. 8. There is added to chapter 29.68 RCW a new section to read as follows:

Skamania county; Klickitat county; Yakima county; Grant county; Kittitas county; Chelan county; Douglas county; Okanogan county; that portion of Benton county included in the following census areas: Census tracts 101, 102, 103, 104, 105, 106, and 107, enumeration districts 23, 27, 31, and 32 of census tract 108, enumeration districts 74 and 75 of census tract 109, enumeration district 72 of census tract 111, enumeration districts 48 and 49 of census tract 115, and census tracts 116, 117, 118, 119, and 120; and that portion of Clark county included in the following census areas: Census tract 403, enumeration districts 610, 610B, 611, 613, and 614 of census tract 404, census tracts 405.01, 405.02, 405.03, 406, 407, 408, 409, 410.01, 410.02, 411.01, 411.02, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, and 426, enumeration district 2301 of census tract 426.99, and census tracts 427, 428, 429, 430, and 431, shall constitute the fourth congressional district and shall be entitled to one representative in the congress of the United States.

NEW SECTION. Sec. 9. There is added to chapter 29.68 RCW a new section to read as follows:

Pend Oreille county; Stevens county; Ferry county; Spokane county; Lincoln county; Adams county; Franklin county; Columbia county; Asotin county; Garfield county; Walla Walla county; Whitman county; and that portion of Benton county included in the following census areas: Enumeration district 68 of census tract 108, enumeration district 67 of census tract 109, enumeration districts 65,

66, and 73 of census tract 110, enumeration districts 62, 63, 63B, and 64 of census tract 111, enumeration districts 58, 58B, 59, 59B, 60, 60B, 61, and 71 of census tract 112, enumeration districts 50, 50B, 51, 52, 52B, 53, 53B, 53C, 54, 55, and 69 of census tract 113, enumeration districts 56, 57, 57B, 70, and 70B of census tract 114, and enumeration district 47 of census tract 115, shall constitute the fifth congressional district and shall be entitled to one representative in the congress of the United States.

NEW SECTION. Sec. 10. There is added to chapter 29.68 RCW a new section to read as follows:

That portion of Pierce county included in the following census areas: Census tracts 707, 709, 724, 725, 718.01, 718.02, 719.01, 719.02, 720, 721.01, 721.02, and 722, block group 9 of census tract 729, special enumeration districts 64, 65, 66, 67, 68, and 69, census tracts 728, 710, 711, 715, 716, 717, 712, 705, 734, 714, 726, 727, 723.01, and 723.02, enumeration district 1900 of census tract 708.99, enumeration districts 71 and 71B of census tract 730, and census tracts 735, 602, 602.99, 603, 603.99, 604, 604.99, 605, 605.99, 606, 606.99, 607, 608, 609, 601, 610, 611, 612, 613, 614, 615, 615.99, 616.01, 616.02, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, and 708; and that portion of King county included in the following census areas: Census tracts 291, 292, 293, 294, 295, 296, 297, 298, 299, 300, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 330, and 331, shall constitute the sixth congressional district and shall be entitled to one representative in the congress of the United States.

NEW SECTION. Sec. 11. There is added to chapter 29.68 RCW a new section to read as follows:

That portion of King county included in the following census areas: Census tracts 80, 81, 82, and 83, block groups 2, 3, 4, and 5 of census tract 85, census tracts 91, 92, 93, 96, 97, 98, 99, and 100, enumeration district 2221 of census tract 99.99, census tracts 104 and 105, enumeration district 2222 of census tract 93.99, census tracts 106, 107, 108, 109, 110, and 111, enumeration district 1951 of census tract 108.99, enumeration district 1950 of census tract 109.99, census tract 112, enumeration district 1952 of census tract 112.99, census tracts 113, 114, 115, 116, 117, 118, 119, 120, and 121, block groups 3 and 4 of census tract 226, census tracts 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, and 263, enumeration district 2000 of census tract 263.99, census tract 264, enumeration district 2001 of census tract 264.99, census tracts 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 277, 278, 279, 280, 281, 282, 283, 284, 285, 286, 287, 288, 289, 321, 322, 323, 324, 325, 326, 327, 328, and 290, shall constitute the seventh congressional district and shall be entitled to one representative in the congress of the United States.

NEW SECTION. Sec. 12. The following acts or parts of acts are each repealed:

- (1) Section 7, chapter 152, Laws of 1965 ex. sess. and RCW 29.68.004;  
 (2) Section 1, chapter 152, Laws of 1965 ex. sess. and RCW 29.68.012;  
 (3) Section 2, chapter 152, Laws of 1965 ex. sess. and RCW 29.68.022;  
 (4) Section 3, chapter 152, Laws of 1965 ex. sess. and RCW 29.68.031;  
 (5) Section 4, chapter 152, Laws of 1965 ex. sess. and RCW 29.68.041;  
 (6) Section 29.68.050, chapter 9, Laws of 1965 and RCW 29.68.050;  
 (7) Section 5, chapter 152, Laws of 1965 ex. sess. and RCW 29.68.063; and  
 (8) Section 6, chapter 152, Laws of 1965 ex. sess. and RCW 29.68.067."

Strike all of the title and insert the following:

"AN ACT Relating to the redistricting and reapportionment of the state into seven congressional districts; amending section 8, chapter 152, Laws of 1965 ex. sess. and RCW 29.68.008; adding new sections to chapter 29.68 RCW; repealing section 7, chapter 152, Laws of 1965 ex. sess. and RCW 29.68.004; repealing section 1, chapter 152, Laws of 1965 ex. sess. and RCW 29.68.012; repealing section 2, chapter 152, Laws of 1965 ex. sess. and RCW 29.68.022; repealing section 3, chapter 152, Laws of 1965 ex. sess. and RCW 29.68.031; repealing section 4, chapter 152, Laws of 1965 ex. sess. and RCW 29.68.041; repealing section 29.68.050, chapter 9, Laws of 1965 and RCW 29.68.050; repealing section 5, chapter 152, Laws of 1965 ex. sess. and RCW 29.68.063; and repealing section 6, chapter 152, Laws of 1965 ex. sess. and RCW 29.68.067."

Signed by Representatives Brown, Chairman, Morrison, Vice Chairman, North, Pardini, Smythe.

MINORITY recommendation: Do not pass. Signed by Representatives Bottiger, May, Moon.

To Committee on Rules and Administration for second reading.

January 19, 1972

HOUSE BILL NO. 150, Prime Sponsor: Representative Conner, amending the rules of the road pertaining to the use of the roadway, reported by Committee on Transportation.

MAJORITY recommendation: Do pass. Signed by Representatives Spanton, Vice Chairman, Wanamaker, Vice Chairman, Adams, Amen, Anderson, Bauer, Beck, Blair, Bozarth, Bradley, Charnley, Conner, Conway, Cunningham, Douthwaite, Gallagher, Garrett, Gilleland, Gladder, Hansey, Hubbard, Johnson, Jones, Kraabel, Martinis, McCormick, Schumaker.

To Committee on Rules and Administration for second reading.

January 19, 1972

HOUSE BILL NO. 155, Prime Sponsor: Representative Spanton, including land contracts in the term "mortgage," reported by Committee on Transportation.

MAJORITY recommendation: Do pass with the following amendment:

On page 3, beginning on line 3, insert a new section as follows:

"NEW SECTION. Sec. 2. The amendatory language contained in section 1 of this 1972 amendatory act shall apply only to persons displaced after the effective date of this 1972 amendatory act."

Renumber the remaining section consecutively.

Signed by Representatives Spanton, Vice Chairman, Wanamaker, Vice Chairman, Adams, Amen, Anderson, Beck, Blair, Bozarth, Bradley, Charnley, Conner, Conway, Cunningham, Douthwaite, Gallagher, Garrett, Gilleland, Gladder, Hansey, Hubbard, Johnson, Jones, Martinis, McCormick, Schumaker.

To Committee on Rules and Administration for second reading.

January 19, 1972

HOUSE BILL NO. 185, Prime Sponsor: Representative Kopet, making certain supplemental appropriations, reported by Committee on State Government.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 1, line 9 after "REGIONAL" and before "DEVELOPMENT" insert "ECONOMIC"

On page 1, section 1, line 24 after "regional" and before "development" insert "economic"

On page 2, section 1, line 11 strike "county-wide or multi-county"

On page 2, section 1, line 15 after "ecology" insert: ": PROVIDED, That if the department determines that no local public agency is able to undertake such planning it may make direct expenditures as required for such plans."

On page 2, section 1, beginning on line 28 strike the balance of the paragraph and insert: ": PROVIDED, That up to \$100,000 of this appropriation may be used for the necessary expenses of the state regional economic development authority and the balance of this appropriation shall be used to promote expanded tourist activity and industrial development.....\$600,000"

Signed by Representatives Bluechel, Chairman, Conway, Vice Chairman, Bledsoe, Cunningham, Hoggins, Kraabel, Moon, Paris, Swayze, Williams.

To Committee on Rules and Administration for second reading.

January 19, 1972

HOUSE BILL NO. 191, Prime Sponsor: Representative Kuehnle, permitting school districts to engage agents or licensed real estate brokers to negotiate sale of district real property, reported by Committee on Education and Libraries.

MAJORITY recommendation: Do pass. Signed by Representatives Hoggins, Chairman, Charette, Conway, Costanti, Hatfield, Jones, May, Polk, Randall.

To Committee on Rules and Administration for second reading.

January 19, 1972

HOUSE BILL NO. 213, Prime Sponsor: Representative Brown, redistricting and reapportioning the seven congressional districts, reported by Committee on Elections and Apportionment.

MAJORITY recommendation: Do pass. Signed by Representatives Brown, Chairman, Morrison, Vice Chairman, North, Pardini, Smythe.

MINORITY recommendation: Do not pass. Signed by Representatives Bottiger, May, Moon.

To Committee on Rules and Administration for second reading.

January 19, 1972

HOUSE BILL NO. 257, Prime Sponsor: Representative Zimmerman, providing for the financing and construction of pollution control facilities, reported by Committee on Natural Resources and Ecology.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 1, line 22 after "district" strike the semicolon and insert ", A district"

On page 1, section 1, line 22 after "may" insert "also"

On page 1, section 1, line 22 after "maintain" insert "other"

On page 2, section 1, line 5 after "such" insert "pollution abatement"

Signed by Representatives Zimmerman, Chairman, Beck, Bradley, Charnley, Cunningham, Flanagan, Gallagher, Gilleland, Hansey, Hurley, Julin, Kilbury, Kraabel, North, Schumaker, Smith, Spanton, Thompson, Van Dyk, Wanamaker, Wojahn.

To Committee on Rules and Administration for second reading.

January 19, 1972

HOUSE BILL NO. 279, Prime Sponsor: Representative Thompson, requiring permits for operation of sewerage systems owned by any county, municipal or public corporation; reported by Committee on Natural Resources and Ecology.

MAJORITY recommendation: Do pass. Signed by Representatives Zimmerman, Chairman, Beck, Charnley, Cunningham, Gallagher, Gilleland, Hurley, Kilbury, Kraabel, Martinis, North, Thompson, Van Dyk, Wanamaker, Williams, Wojahn.

MINORITY recommendation: Do not pass. Signed by Representatives Bradley, Richardson, Schumaker, Smith, Spanton.

To Committee on Rules and Administration for second reading.

MOTION

Mr. Hatfield moved that House Bill No. 105 be referred to the Committee on Appropriations.

Representatives Hatfield, Kopet and Charette spoke in favor of the motion, and Representative Brouillet spoke against it.

The motion was carried.

SECOND READING

HOUSE JOINT MEMORIAL NO. 4, by Representatives Berentson, Costanti, Hansey, Farr, Van Dyk, Bauer, Wanamaker, Mentor, Jones and Polk:

Memorializing the President and Congress to commemorate the peaceful settlement of the dispute over the San Juan Islands.

The House resumed consideration of House Joint Memorial No. 4 on second reading.

On motion of Mr. Morrison, the rules were suspended, the second reading considered the third, and House Joint Memorial No. 4 was placed on final passage.

Representatives Costanti and Berentson spoke in favor of passage of the memorial.

ROLL CALL

The Clerk called the roll on the final passage of House Joint Memorial No. 4 and the memorial passed the House by the following vote: Yeas, 94; nays, 0; not voting, 5.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz,

Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Copeland, Hurley, O'Brien, Ross, Williams.

House Joint Memorial No. 4, having received the constitutional majority, was declared passed.

#### MOTION

On motion of Mr. Morrison, the House adjourned until 10:00 a.m., Friday, January 21, 1972.

THOMAS A. SWAYZE, Jr., Speaker.  
MALCOLM McBEATH, Chief Clerk.

## TWELFTH DAY

## MORNING SESSION

House Chamber, Olympia, Wash., Friday, January 21, 1972.

The House was called to order at 10:00 a.m. by the Speaker (Mr. Morrison presiding). The Clerk called the roll and all members were present.

The Speaker assumed the Chair.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by the Reverend Earl S. Bradley of the Evangel Chapel of Lacey.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

## PARLIAMENTARY INQUIRY

Mr. Beck: "We have a bill out here this morning on second reading--House Bill No. 115. That is a title only bill in my book. I have asked the Clerk for the substantive matter of the bill, and he says there is no amendment or anything to it on the desk. What is our parliamentary procedure? What are we going to do about this House Bill No. 115?"

The Speaker: "I assume we will decide what to do with that bill when we get to it on the calendar, Mr. Beck."

Mr. Beck: "I would like to have something in front of me that I can read or talk about."

## MESSAGES FROM THE GOVERNOR

January 20, 1972

TO THE HONORABLE, THE HOUSE  
OF REPRESENTATIVES OF THE  
STATE OF WASHINGTON  
Ladies and Gentlemen:

I have the honor to advise that on January 19, Governor Evans approved the following House Bill, entitled:

HOUSE BILL NO. 12: Enabling the Senate and House of Representatives to provide for the form of printing of their respective journals.

Sincerely,  
Charles B. Wiggins  
Legislative Counsel

## REPORTS OF STANDING COMMITTEES

January 20, 1972

HOUSE BILL NO. 46, Prime Sponsor: Representative Hansey, permitting premiums on poultry products, reported by Committee on Agriculture.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, line 17 after "sale of" strike the remainder of the paragraph and insert "~~((eggs;))~~ poultry, ~~((and the products thereof;))~~ or milk and ~~((the))~~ milk products ~~((thereof))."~~"

Signed by Representatives Amen, Chairman, Schumaker, Vice Chairman, Bauer, Benitz, Bozarth, Costanti, Hansey, Haussler, Kilbury, Richardson, Van Dyk.

To Committee on Rules and Administration for second reading.

January 20, 1972

HOUSE BILL NO. 95, Prime Sponsor: Representative Kiskaddon, condemned prisoners, visitations, reported by Committee on Social and Health Services.

MAJORITY recommendation: Do pass. Signed by Representatives Farr, Chairman, Adams, Ceccarelli, Charnley, Conner, Conway, Eikenberry, Garrett, Kirk, Kiskaddon, Marsh, Marzano, Paris, Zimmerman.

To Committee on Rules and Administration for second reading.

January 20, 1972

HOUSE BILL NO. 108, Prime Sponsor: Representative Julin, allowing trust funds to be invested in life insurance made upon the life of a beneficiary, reported by Committee on Judiciary.

MAJORITY recommendation: Do pass with the following amendment:

On page 2, line 25 insert the following new section: "NEW SECTION. Sec. 3. There is added to chapter 33, Laws of 1955 and to chapter 30.24 RCW a new section to read as follows:

Whenever power or authority to direct or control the acts of a trustee or the investments of a trust is conferred directly or indirectly upon any person other than the designated trustee of the trust, such person shall be deemed to be a fiduciary and shall be liable to the beneficiaries of said trust to the same extent as if he were a designated trustee in relation to the exercise or nonexercise of such power or authority. As between the trustee and such person directing or failing to direct the investment of trust funds or other acts of the trustee, the trustee may recover from such person its damages including

attorneys' fees and expenses of litigation, if any, incurred by reason of the trustee complying with said person's exercise or nonexercise of such power or authority."

Signed by Representatives Julin, Chairman, Eikenberry, Vice Chairman, Knowles, Marsh, Rosellini, Ross, Spanton.

To Committee on Rules and Administration for second reading.

January 20, 1972

HOUSE BILL NO. 126, Prime Sponsor: Representative Wolf, vocational rehabilitation services payments, reported by Committee on Social and Health Services.

MAJORITY recommendation: Do pass with the following amendment:

On page 2, section 2, line 8 after "funding" insert "is or"

Signed by Representatives Farr, Chairman, Gladder, Vice Chairman, Adams, Beck, Ceccarelli, Charnley, Conner, Conway, Eikenberry, Garrett, Jastad, Kirk, Kiskaddon, Marsh, Marzano, Paris, Zimmerman.

To Committee on Rules and Administration for second reading.

January 20, 1972

HOUSE BILL NO. 133, Prime Sponsor: Representative Julin, providing that additional departments of municipal court may be added as needed, reported by Committee on Judiciary.

MAJORITY recommendation: Do pass. Signed by Representatives Julin, Chairman, Eikenberry, Vice Chairman, Bottiger, Knowles, Marsh, Rosellini, Ross, Spanton.

To Committee on Rules and Administration for second reading.

January 19, 1972

HOUSE BILL NO. 136, Prime Sponsor: Representative Williams, requiring annual application to obtain certain property tax exemptions, reported by Committee on Revenue and Taxation.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 2, line 26 after "year" and before the period insert "; unless the assessor shall determine that good cause existed for the failure to make timely filing. The determination of the assessor on the issue of failure to timely file shall be reviewable as provided in section 7 of this 1972 act"

On page 2, section 4, line 18 after "shall" and before "make" insert "knowingly"

On page 5, section 11, line 23 strike "state board of tax appeals" and insert "county board of equalization"

Signed by Representatives Flanagan, Chairman, Kiskaddon, Vice Chairman, Benitz, Bledsoe, Eikenberry, Hatfield, Haussler, Julin, Kilbury, Marzano, Pardini.

To Committee on Rules and Administration for second reading.

January 20, 1972

HOUSE BILL NO. 177, Prime Sponsor: Representative Hubbard, providing for the state to pay the costs of an appeal constitutionally guaranteed to a person unable to pay such costs, reported by Committee on Judiciary.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, beginning on line 8, strike the balance of the bill and insert:

"(1) When a record has been taken in any cause as provided in RCW 2.32.180 through 2.32.320, if the court, or either party to the suit or action, or his attorney, request a transcript, the official reporter shall make, or cause to be made, with reasonable diligence, full and accurate transcript of the testimony and other proceedings, which shall, when certified to as hereinafter provided, be filed with the clerk of the court where such trial is had for the use of the court or parties to the action. The fees of the reporter for making such transcript shall be fixed in accordance with costs as allowed in cost bills in civil cases by the supreme court of the state of Washington, and when such transcript is ordered by any party to any suit or action, said fee shall be paid forthwith by the party ordering the same, and in all cases where a transcript is made as provided for under the provisions of RCW 2.32.180 through 2.32.320 the cost thereof shall be taxable as costs in the case, and shall be so taxed as other costs in the case are taxed: PROVIDED, That when ((the defendant in any criminal case, or a juvenile in any case determining such juvenile to be a delinquent or incorrigible child under RCW 13.04.040, shall present to the court satisfactory proof by affidavit or otherwise that he is unable)) a party in a proceeding has a constitutional right to obtain review by the supreme court or court of appeals and has been judicially determined to be unable by reason of poverty to pay for such transcript, the court may order said transcript to be made by the official reporter, which transcript fee therefor shall be paid by the state upon submission of appropriate vouchers to the clerk of the supreme court.

Sec. 2. Section 2, chapter 133, Laws of 1965 as last amended by section 2, chapter 31, Laws of 1970 ex. sess. and RCW 10.01.112 are each amended to read as follows:

When ((a judge of the superior court, in the exercise of his discretion authorizes expenditure of funds

on behalf of an individual criminal defendant or a juvenile in any case determining such juvenile to be a delinquent or incorrigible child under RCW 43-04-040 who is) a party in a proceeding has a constitutional right to obtain a review by the supreme court or court of appeals and has been judicially determined to be unable by reason of poverty to procure counsel to perfect ((a)) the review ((by the supreme court, and where the court re-appoints counsel representing the defendant at the trial or such juvenile in hearings or designates new counsel to represent the defendant or juvenile in securing this review)) all costs necessarily incident to the proper consideration of the ((appeal)) review ((by the supreme court)) including preparation of the record, ((appropriate)) reasonable ((counsel)) fees for court appointed counsel to be determined by the supreme court, and actual travel expenses of counsel for appearance in the supreme court or court of appeals, shall be paid by the state ((r)). Upon satisfaction of requirements established by supreme court rules and submission of appropriate vouchers to the clerk of the supreme court, payment shall be made from funds specifically appropriated by the legislature for that purpose.

NEW SECTION. Sec. 3. This act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

On page 1, beginning on line 1, after "AN ACT Relating to" strike the balance of the title and insert "appointment and payment of counsel and payment of certain costs and expenses for indigents; amending section 5, chapter 126, Laws of 1913 as last amended by section 1, chapter 31, Laws of 1970 ex. sess. and RCW 2.32.240; amending section 2, chapter 133, Laws of 1965 as amended by section 2, chapter 31, Laws of 1970 ex. sess. and RCW 10.01.112; and declaring an emergency."

Signed by Representatives Julin, Chairman, Eikenberry, Vice Chairman, Bottiger, Knowles, Marsh, Richardson, Rosellini, Ross, Spanton.

To Committee on Rules and Administration for second reading.

The Speaker declared the House to be at ease.  
The Speaker called the House to order.

#### SECOND READING

HOUSE BILL NO. 40, by Representatives Julin, Eikenberry, Wojahn and McCormick (by Judicial Council request):

Providing payment of certain legal expenses for indigents and juveniles.

#### MOTION

On motion of Mr. Julin, House Bill No. 40 was

rereferred to the Committee on Judiciary.

HOUSE BILL NO. 115, by Representatives Brown and Morrison:

Redistricting the legislature.

MOTION

On motion of Mr. Bledsoe, the House deferred consideration of House Bill No. 115 on second reading, and the bill was ordered placed at the bottom of today's second reading calendar.

HOUSE BILL NO. 117, by Representatives North and Brown:

Redistricting the state congressional districts.

MOTION

On motion of Mr. Bledsoe, House Bill No. 117 was made a special order of business for 1:30 p.m. today.

PARLIAMENTARY INQUIRY

Mr. Moon: "House Bill No. 115, that has been held over, deals with redistricting. It left the reapportionment committee as a 'title only' bill without any substance. I wonder if there have been any amendments prepared for our scrutiny yet?"

The Speaker: "There are no amendments on the desk at the present time, Mr. Moon."

HOUSE BILL NO. 213, by Representatives Brown and Morrison:

Redistricting and reapportioning the seven congressional districts.

MOTION

On motion of Mr. Bledsoe, the House deferred consideration of House Bill No. 213 on second reading, and the bill was ordered placed at the bottom of today's second reading calendar, following House Bill No. 115.

HOUSE BILL NO. 78, by Representatives Conner, Schumaker and Eikenberry:

Exempting law enforcement officers from the waiting period when purchasing firearms.

MOTION

On motion of Mr. Kuehnle, the House deferred consideration of House Bill No. 78 on second reading, and the bill was ordered placed at the bottom of today's second reading calendar following House Bill No. 36.

HOUSE BILL NO. 11, by Representatives Cunningham and Kilbury:

Requiring school bus to stop at railroad crossing, whether loaded or unloaded.

The bill was read the second time and passed to Committee on Rules and Administration for third reading.

HOUSE BILL NO. 67, by Representatives Newhouse, Zimmerman, North, Cunningham and Wolf (by Legislative Council request):

Providing for access to public recreation lands.

Committee on Natural Resources and Ecology recommendation: Majority, do pass with the following amendment:

On page 1, section 1, line 21 after "domain" strike everything down to and including "department" on line 27

The bill was read the second time.

On motion of Mr. Zimmerman, the committee amendment was adopted.

Mrs. Wojahn moved adoption of the following amendment:

On page 1, section 1, line 21 after "domain" and before the colon insert "but shall exclude the powers of eminent domain against property of a state agency or municipal corporation held or controlled to supply potable fresh water"

Mrs. Wojahn spoke in favor of the amendment, and Mr. Zimmerman spoke against it.

#### PARLIAMENTARY INQUIRY

Mr. Curtis: "Mr. Speaker, are there copies of this amendment distributed? I have nothing on my desk. Apparently it is of some import, even though not very many people seem to be that interested in it. Could we have copies or delay consideration until there are copies?"

The Speaker: "There are no copies because it was just brought to the desk at the time we were considering the committee amendment. You certainly are at liberty to make any motion you care to, to defer action so copies can be distributed."

#### MOTION

On motion of Mr. Curtis, the House deferred further consideration of House Bill No. 67 on second reading, and the bill was ordered placed at the bottom of today's second reading calendar following House Bill No. 78.

HOUSE BILL NO. 93, by Representatives Pardini, Bottiger and Barden (by Department of Social and Health Services request):

Amending the uniform reciprocal enforcement of support act.

The bill was read the second time and passed to Committee on Rules and Administration for third reading.

HOUSE BILL NO. 34, by Representatives Kopet, Backstrom and Goldsworthy (by Legislative Budget Committee request):

Updating state land reclamation procedures.

The bill was read the second time and passed to Committee on Rules and Administration for third reading.

HOUSE BILL NO. 35, by Representatives Kopet, Backstrom and Goldsworthy (by Legislative Budget Committee request):

Abolishing the land settlement act.

The bill was read the second time and passed to Committee on Rules and Administration for third reading.

HOUSE BILL NO. 36, by Representatives Marsh, Kopet and Shinpoch (by Legislative Budget Committee request):

Authorizing advance payments for services.

The bill was read the second time and passed to Committee on Rules and Administration for third reading.

HOUSE BILL NO. 78, by Representatives Conner, Schumaker and Eikenberry.

Exempting law enforcement officers from the waiting period when purchasing firearms.

The bill was read the second time.

Mr. Kuehnle moved adoption of the following amendments:

On page 1, section 1, line 9, strike "seller" and insert "~~(seller)~~ dealer"

On page 1, section 1, line 15, strike "seller" and insert "~~(seller)~~ dealer"

On page 1, section 1, line 21, strike "seller" and insert "~~(seller)~~ dealer"

On page 1, section 1, line 24, strike "seller" and insert "~~(seller)~~ dealer"

On page 1, section 1, line 25, strike "seller" and insert "~~(seller)~~ dealer"

On page 1, section 1, line 26, strike "seller" and insert "~~(seller)~~ dealer"

On page 2, section 1, line 10, strike "seller" and insert "~~(seller)~~ dealer"

On page 2, section 1, line 13, strike "seller" and insert "~~(seller)~~ dealer"

On page 2, section 1, line 14, strike "seller" and insert "~~(seller)~~ dealer"

Mr. Kuehnle spoke in favor of adoption of the amendments.

POINT OF INQUIRY

Mr. Kuehnle yielded to question by Mr. Julin.

Mr. Julin: "Can you tell me where in our Code the word 'dealer' is defined so that we could know, if we do make the amendment you propose, exactly who would then be within the coverage of the law?"

Mr. Kuehnle: "I appreciate your asking that question, Representative Julin. RCW 9.41.100 is the requirement relative to dealers being licensed. It provides: 'No retail dealer shall sell or otherwise transfer, or expose for sale or transfer, or have in his possession with intent to sell, or otherwise transfer, any pistol without being licensed as hereinafter provided.' Following that, RCW 9.41.110 deals with dealers' licenses and spells out the fact that the duly constituted licensing authority shall grant under certain controlled conditions licenses to those who are in the business of doing business and dealing in the sale of firearms."

Representatives Charette and Schumaker spoke in favor of adoption of the amendments.

POINT OF INQUIRY

Mr. Julin yielded to question by Mr. Douthwaite.

Mr. Douthwaite: "What I would like to know, as an interested citizen innocent in the ways of selling pistols, what can I do to bring the self-admitted violators of this statute to justice?"

Mr. Julin: "Representative Douthwaite, I will refer you to the provisions of our law that relate to legislative immunity."

The amendments by Mr. Kuehnle were adopted.

House Bill No. 78 was ordered engrossed and passed to Committee on Rules and Administration for third reading.

HOUSE BILL NO. 67, by Representatives Newhouse, Zimmerman, North, Cunningham and Wolf (by Legislative Council request):

Providing for access to public recreation lands.

The House resumed consideration of House Bill No. 67 on second reading. The Speaker stated the question before the House to be the following amendment by Mrs. Wojahn:

On page 1, section 1, line 21 after "domain" and

before the colon insert "but shall exclude the powers of eminent domain against property of a state agency or municipal corporation held or controlled to supply potable fresh water"

Representatives Zimmerman, Moon, Polk and Charnley spoke against adoption of the amendment, and Representatives Wojahn and Anderson spoke in favor of it.

The amendment by Mrs. Wojahn was lost on a rising vote.

House Bill No. 67 was ordered engrossed and passed to Committee on Rules and Administration for third reading.

#### MOTION

On motion of Mr. Morrison, the House recessed until 1:20 p.m.

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#### AFTERNOON SESSION

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The Speaker called the House to order at 1:20 p.m. The Clerk called the roll and all members were present except Representative O'Brien who was excused.

#### SPECIAL ORDER OF BUSINESS

The hour of 1:30 having arrived, the Speaker declared the question before the House to be the special order of business, House Bill No. 117 on second reading.

HOUSE BILL NO. 117, by Representatives North and Brown:

Redistricting the state congressional districts.

Committee on Elections and Apportionment recommendation: Majority, do pass with amendments. (For amendments see Journal for eleventh day, January 20, 1972.)

The bill was read the second time.

Mr. Brown moved adoption of the committee amendment.

Mr. Bottiger moved adoption of the following amendment to the committee amendment:

Strike the committee amendment and insert the following:

"NEW SECTION. Section 1. There is added to chapter 29.68 RCW a new section to read as follows:

The purpose of this 1972 amendatory act is to redistrict the congressional districts of the state of Washington in accordance with the requirements of the

United States Constitution as these requirements have been enunciated by the United States supreme court, so as to encompass within each district, as nearly as practicable, an equal number of state residents, exclusive of transient persons. As a matter of state policy, the legislature hereby declares that state residential population is regarded as the proper apportionment base for the alignment of congressional district boundaries to the extent that it is practically possible to determine such population base. In accordance with this policy, the populations of the seven congressional districts established by and described in this 1972 amendatory act have been determined by the legislature on the following basis:

(1) For those geographic areas encompassing federal military establishments, and also constituting separate special enumeration census districts within the purview of the 1970 decennial federal census, population has been established by ascertaining the total number of the registered voters residing therein and then multiplying these totals by a multiple (2.2) reflecting the relationship between registered voters and the total number of state residents throughout the state;

(2) In the case of all other geographic areas, population has been ascertained on the basis of the total number of persons having been found to be residing within such areas as of April 1, 1970 in accordance with the aforesaid 1970 federal decennial census, for the specific reason that no practical means have been found to be available, in the absence of more inclusive federal census data, to establish the residential population of these areas in any other manner. No special census enumeration districts exist for such other areas of the state as may be occupied by significant numbers of transients.

NEW SECTION. Sec. 2. There is added to chapter 29.68 RCW a new section to read as follows:

On the basis of the criteria set forth in section 1 of this 1972 amendatory act, the population of each of the congressional districts established by this 1972 amendatory act is as follows:

First.....	479,483
Second.....	478,956
Third.....	478,932
Fourth.....	476,172
Fifth.....	482,355
Sixth.....	478,784
Seventh.....	479,263

Sec. 3. Section 8, chapter 152, Laws of 1965 ex. sess. and RCW 29.68.008 are each amended to read as follows:

(1) Any area not specifically included within the boundaries of any of the districts as described in ((RCW 29.68.004, 29.68.008, 29.68.042, 29.68.022, 29.68.034, 29.68.044, 29.68.063 and 29.68.067,) this 1972 amendatory act and which is completely surrounded by a particular district, shall be a part of that district. Any such area not completely surrounded by a particular district shall be a part of the district having the smallest number of inhabitants and having territory contiguous to such area ((in the same county in which the area is located)).

(2) Any area described in ((RCW 29-68-004, 29-68-008, 29-68-042, 29-68-022, 29-68-034, 29-68-044, 29-68-063 and 29-68-067)) this 1972 amendatory act as specifically embraced in two or more noninclusive districts shall be a part of the adjoining district having the smallest number of inhabitants and shall not be a part of the other district or districts.

(3) Any area specifically mentioned as embraced within a district but separated from such district by one or more other districts, shall be assigned as though it had not been included in any district specifically described.

(4) The ((1969)) 1970 United States census shall be used for determining the number of inhabitants under the provisions of ((RCW 29-68-004, 29-68-008, 29-68-042, 29-68-022, 29-68-034, 29-68-044, 29-68-063 and 29-68-067)) this 1972 amendatory act.

NEW SECTION. Sec. 4. There is added to chapter 29.68 RCW a new section to read as follows:

The boundaries of census areas mentioned in this chapter shall be those established by the United States bureau of the census in the 1970 decennial census. The boundaries of counties, municipalities, and other political subdivisions of the state, mentioned in this chapter shall be those boundaries as used in the 1970 decennial census or, if not used in the census, as they existed on April 1, 1970.

NEW SECTION. Sec. 5. There is added to chapter 29.68 RCW a new section to read as follows:

That portion of Kitsap county included in the following census areas: County census divisions 9, 10, and 11; and that portion of King county included in the following census areas: Census tracts 201, 202, 203, 205, 206, 207, 208, 209, 210, 211, 212, 213, and 214, and block group 2 of census tract 204 of the Shoreline county census division, census tracts 23, 3299, 4799, 5299, 5399, 5499, 55, 57, 5799, 58, 5899, 5999, 6099, 6199, 6299, 6699, 6799, 7199, 8099, 8199, 9299, 9399, 9699, 9999, 10899, 10999, 11299, 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 56, 57, 58, 59, 60, 61, 66, 67, 68, 69, 70, and 71, and block groups 1, 3, 4, 5, 6, and 9 of census tract 62 of the Seattle county census division, census tracts 220, 221, 222, 223, 224, 225, 226, and 227, and block group 1 of census tract 219 of the Lake Washington county census division, census tracts 226, 230, and 237 of the Lower Snoqualmie Valley county census division, census tracts 227, 228, 230, 231, 232, 233, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, and 246, and block groups 1, 2, and 3 of census tract 234 of the Overlake county census division shall constitute the first congressional district and shall be entitled to one representative in the congress of the United States.

NEW SECTION. Sec. 6. There is added to chapter 29.68 RCW a new section to read as follows:

Whatcom county; Skagit county; San Juan county; Island county; Snohomish county; that portion of King county included in the following census areas: Census tracts 216, 217, and 218, and enumeration district 213, and block groups 2, 3, and 9 of census tract 219 of the Lake

Washington county census division, census tract 215 and block groups 1, 3, 4, 5, 6, and 9 of census tract 204 of the Shoreline county census division, census tract 229 of the Overlake county census division, census tracts 228, 229, and 323 of the Lower Snoqualmie Valley county census division, and census tract 329 of the Snoqualmie National Forest county census division shall constitute the second congressional district and shall be entitled to one representative in the congress of the United States.

NEW SECTION. Sec. 7. There is added to chapter 29.68 RCW a new section to read as follows:

Clark county; Skamania county; Clallam county; Jefferson county; Grays Harbor county; Mason county; Thurston county; Pacific county; Wahkiakum county; Lewis county; Cowlitz county; and that portion of Kitsap county included in the following census areas: County census divisions 1 and 2, and enumeration districts 9, 10, 11, 13, 14, and 15 of county census division 3 shall constitute the third congressional district and shall be entitled to one representative in the congress of the United States.

NEW SECTION. Sec. 8. There is added to chapter 29.68 RCW a new section to read as follows:

Asotin county; Garfield county; Columbia county; Walla Walla county; Franklin county; Benton county; Klickitat county; Yakima county; Kittitas county; that portion of Adams county included in county census division 10; that portion of Grant county included in the following census areas: County census divisions 12, 14, 15, 16, and 17; and that portion of King county included in the following census areas: The Auburn county census division, the Enumclaw Plateau county census division, the Tahoma-Maple Valley county census division, the Upper Snoqualmie Valley county census division, enumeration districts 229A, 229B, 229C, 233, and 235 of census tract 231, enumeration districts 226, 230, 230B, 231, 231B, and 232 of census tract 322, enumeration district 242B of census tract 326, enumeration districts 237, 237B, 238A, 238B, 238C, 240, and 241 of census tract 327, and enumeration district 228 of census tract 250 of the Issaquah Plateau county census division, census tracts 293 and 294 of the Kent county census division, enumeration districts 204 and 207 of census tract 324, and enumeration districts 203 and 206 of census tract 325 of the Lower Snoqualmie Valley county census division, enumeration districts 220 and 227 of census tract 234, and enumeration districts 222 and 224 of census tract 250 of the Overlake county census division, enumeration districts 316 and 316B and block group 9 of census tract 251, block groups 3 and 9 of census tract 293 of the Renton county census division, enumeration district 302 of census tract 331, and enumeration district 301 of census tract 330 of the Snoqualmie National Forest county census division, and enumeration districts 375, 380, and 381 of census tract 304 of the Federal Way county census division shall constitute the fourth congressional district and shall be entitled to one representative in the congress of the United States.

NEW SECTION. Sec. 9. There is added to chapter 29.68 RCW a new section to read as follows:

Okanogan county; Ferry county; Stevens county; Pend Orielle county; Chelan county; Douglas county; Lincoln

county; Spokane county; Whitman county; that portion of Adams county included in enumeration districts 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, and 17; and that portion of Grant county included in enumeration districts 5, 7, 9, 10, and 11, and the Ephrata county census division shall constitute the fifth congressional district and shall be entitled to one representative in the congress of the United States.

NEW SECTION. Sec. 10. There is added to chapter 29.68 RCW a new section to read as follows:

Pierce county; that portion of Kitsap county included in the following census areas: County census divisions 12, 14, 15, 16, 4, 5, 6, 7, and 8, enumeration districts 16, 17, and 18, and special enumeration district 12 of county census division 3, enumeration districts 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 66, 67, 68, 69, 70, 71, 72, 73, special enumeration district 74, enumeration districts 9900, 9901, 63, 63B, 64, and 65 of the Bremerton county census division, the Port Orchard county census division; and that portion of King county included in the following census areas: The Vashon Island county census division, census tracts 301, 302, and 303, enumeration districts 378, 378B, and 378C of census tract 299, and enumeration district 379 of census tract 304 of the Federal Way county census division shall constitute the sixth congressional district and shall be entitled to one representative in the congress of the United States.

NEW SECTION. Sec. 11. There is added to chapter 29.68 RCW a new section to read as follows:

That portion of King county included in the following census areas: Census tracts 63, 64, 65, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, and 121, and block group 2 of census tract 62 of the Seattle county census division, the North Highline county census division, census tracts 248 and 249, enumeration district 219, and block groups 4, 5, and 9 of census tract 234, enumeration districts 221, 222, and 223 and block groups 2, 3, 4, and 9 of census tract 250 of the Overlake county census division, census tracts 247, 252, 253, 254, 255, 256, 257, 258, 259, 260, and 261, and block groups 1, 2, and 8 of census tract 251 of the Renton county census division, census tracts 259, 262, 263, 272, 278, 279, 280, 281, 282, 283, 284, 285, 286, 287, 288, 289, 290, and 291 of the South Highline county census division, census tracts 283, 290, 291, 292, 295, 297, and 298 of the Kent county census division, census tracts 298 and 300 of the Federal Way county census division, and enumeration district 234 of census tract 321 of the Issaquah Plateau county census division shall constitute the seventh congressional district and shall be entitled to one representative in the congress of the United States.

NEW SECTION. Sec. 12. The following acts or parts of acts are each repealed:

(1) Section 7, chapter 152, Laws of 1965 ex. sess. and RCW 29.68.004;

(2) Section 1, chapter 152, Laws of 1965 ex. sess. and RCW 29.68.012;

- (3) Section 2, chapter 152, Laws of 1965 ex. sess.  
and RCW 29.68.022;
- (4) Section 3, chapter 152, Laws of 1965 ex. sess.  
and RCW 29.68.031;
- (5) Section 4, chapter 152, Laws of 1965 ex. sess.  
and RCW 29.68.041;
- (6) Section 29.68.050, chapter 9, Laws of 1965 and  
RCW 29.68.050;
- (7) Section 5, chapter 152, Laws of 1965 ex. sess.  
and RCW 29.68.063; and
- (8) Section 6, chapter 152, Laws of 1965 ex. sess.  
and RCW 29.68.067."

Representatives Bottiger and Kilbury spoke in favor of adoption of the amendment, and Representative Brown spoke against it.

Mr. Ceccarelli demanded an electric roll call and the demand was sustained.

#### PERSONAL PRIVILEGE

Mr. Moon: "Mr. Speaker, I am a member of the Elections and Apportionment Committee, and I want to make known my reason for voting 'do not pass' on this. When we started out this session, we opened up our committees for public exposure. Then we passed out a 'title only' bill, where even the members of the committee didn't have an opportunity to have exposure to the substance of the bill before it was passed out of the committee. For this reason, I wanted everybody to know why I voted 'no.' I would like to know what we are voting on in committee as well as in the House, before we have an opportunity to vote."

Mrs. Johnson spoke in favor of adoption of the amendment by Mr. Bottiger to the committee amendment.

#### ROLL CALL

The Clerk called the roll on adoption of the amendment by Mr. Bottiger to the committee amendment to House Bill No. 117 and the amendment failed to pass by the following vote: Yeas, 47; nays, 50; not voting, 2.

Voting yeas: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Douthwaite, Gallagher, Grant, Haussler, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, Perry, Randall, Rosellini, Savage, Sawyer, Shipoch, Thompson, Van Dyk, Williams, Wojahn.

Voting nays: Representatives Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Hoggins, Hubbard, Jones, Jueling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, Mentor, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Richardson,

Not voting: Representatives O'Brien, Ross.

The Speaker stated the question before the House to be the committee amendment to House Bill No. 117.

Mrs. North spoke in favor of adoption of the committee amendment.

The committee amendment was adopted.

On motion of Mr. Brown, the committee amendment to the title was adopted.

House Bill No. 117 was ordered engrossed.

On motion of Mr. Grant, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 117 was placed on final passage.

Mr. Morrison demanded a Call of the House.

With the consent of the House, Mr. Morrison withdrew his demand for a Call of the House.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 117 and the bill passed the House by the following vote: Yeas, 50; nays, 47; not voting, 2.

Voting yea: Representatives Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Hoggins, Hubbard, Jones, Juelling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, Mentor, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Douthwaite, Gallagher, Grant, Haussler, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, Perry, Randall, Rosellini, Savage, Sawyer, Shipoch, Thompson, Van Dyk, Williams, Wojahn.

Not voting: Representatives O'Brien, Richardson.

Engrossed House Bill No. 117, 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.

#### MOTIONS

On motion of Mr. Bledsoe, Engrossed House Bill No. 117 was ordered transmitted immediately to the Senate.

On motion of Mr. Morrison, the House deferred

consideration of HOUSE BILL NO. 115 and HOUSE BILL NO. 213 on second reading, and the bills were ordered placed at the bottom of tomorrow's second reading calendar.

SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:  
HOUSE CONCURRENT RESOLUTION NO. 13.

MOTION

On motion of Mr. Bledsoe, the House adjourned until 11:00 a.m., Saturday, January 22, 1972.

THOMAS A. SWAYZE, Jr., Speaker.  
MALCOLM McBEATH, Chief Clerk.

## THIRTEENTH DAY

## MORNING SESSION

House Chamber, Olympia, Wash., Saturday, January 22, 1972.

The House was called to order at 11:00 a.m. by the Speaker. The Clerk called the roll and all members were present except Representatives Adams, O'Brien and Richardson who were excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by the Reverend Earl S. Bradley of the Evangel Chapel of Lacey.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

## INTRODUCTION AND FIRST READING

HOUSE CONCURRENT RESOLUTION NO. 19, by Representatives Julin, Marsh, Sawyer, Ross, Bottiger, Knowles, Spanton, Hubbard, Eikenberry, Shinpoch, Rosellini, Charette, Wojahn, Litchman and Swayze:

Providing for expression of cordial welcome by the legislature to the Conference of Chief Justices.

On motion of Mr. Morrison, the rules were suspended, House Concurrent Resolution No. 19 was advanced to second reading and read the second time.

On motion of Mr. Morrison, the rules were suspended, the second reading considered the third, and House Concurrent Resolution No. 19 was placed on final passage.

Mr. Julin spoke in favor of the resolution.

House Concurrent Resolution No. 19 was adopted.

## REPORTS OF STANDING COMMITTEES

January 21, 1972

HOUSE BILL NO. 66, Prime Sponsor: Representative Savage, expanding advisory council on nuclear energy and radiation, reported by Committee on State Government.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, line 24 after "fiscal management" insert "department of civil defense"

Signed by Representatives Bluechel, Chairman, Conway, Vice Chairman, Bledsoe, Cunningham, Knowles, Kraabel, McCormick, Paris, Perry, Williams.

To Committee on Rules and Administration for second reading.

January 21, 1972

HOUSE BILL NO. 94, Prime Sponsor: Representative Conway, providing for lien of department of social and health services on time loss compensation under workmen's compensation to extent of public assistance rendered, reported by Committee on Social and Health Services.

MAJORITY recommendation: Do pass with the following amendments:

On page 2, section 2, line 8 after "\$.....," strike "to ..... in the amount of \$....."

On page 2, section 2, line 9 after "lien" insert "in the amount of \$....."

On page 3, section 4, line 2 after "funds" insert "up to the amount claimed"

Signed by Representatives Farr, Chairman, Gladder Vice Chairman, Adams, Beck, Ceccarelli, Charnley, Chatalas, Conner, Conway, Eikenberry, Garrett, Jastad, Kirk, Kiskaddon, Marsh, Marzano, Paris, Zimmerman.

To Committee on Rules and Administration for second reading.

January 21, 1972

HOUSE BILL NO. 96, Prime Sponsor: Representative Brown, providing for annual general elections, reported by Committee on Elections and Apportionment.

MAJORITY recommendation: Do pass. Signed by Representatives Brown, Chairman, Morrison, Vice Chairman, Grant, May, Moon, North, Pardini, Smythe.

To Committee on Rules and Administration for second reading.

January 21, 1972

HOUSE BILL NO. 99, Prime Sponsor: Representative Hubbard, changing requirements for unemployment compensation eligibility, reported by Committee on Labor and Employment Security.

MAJORITY recommendation: Do pass. Signed by Representatives Hubbard, Chairman, Hatfield, Vice Chairman, Curtis, Flanagan, Morrison, Newhouse, Wanamaker.

MINORITY recommendation: Do not pass. Signed by Representatives Charette, Grant, Johnson, McDermott, Savage.

To Committee on Rules and Administration for second reading.

January 21, 1972

HOUSE BILL NO. 158, Prime Sponsor: Representative Bluechel, providing allowances for citizen members of the state land planning commission, reported by Committee on State Government.

MAJORITY recommendation: Do pass. Signed by Representatives Bluechel, Chairman, Conway, Vice Chairman, Bledsoe, Cunningham, Knowles, Kraabel, McCormick, Paris, Perry, Spanton, Williams.

To Committee on Rules and Administration for second reading.

January 21, 1972

HOUSE JOINT RESOLUTION NO. 58, Prime Sponsor: Representative Brown, establishing constitutional reapportionment procedure, reported by Committee on Elections and Apportionment.

MAJORITY recommendation: Do pass with the following amendment:

On page 2, line 10 after "for the" and before "purpose" strike "sole" and insert "primary"

Signed by Representatives Brown, Chairman, Morrison, Vice Chairman, North, Pardini, Smythe.

MINORITY recommendation: Do not pass. Signed by Representatives May, Moon.

To Committee on Rules and Administration for second reading.

January 21, 1972

HOUSE JOINT RESOLUTION NO. 61, Prime Sponsor: Representative North, providing for equality of rights regardless of sex, reported by Committee on Labor and Employment Security.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, section 1, line 9 after "Equality of rights" insert "and responsibility"

Signed by Representatives Hubbard, Chairman, Hatfield, Vice Chairman, Charette, Curtis, Flanagan, Johnson, McDermott, Morrison, Newhouse, Savage, Wanamaker.

To Committee on Rules and Administration for second reading.

January 21, 1972

HOUSE JOINT RESOLUTION NO. 65, Prime Sponsor: Representative Bledsoe, amending the Constitution to provide for annual sessions of the legislature, reported by

Committee on State Government.

MAJORITY recommendation: Do pass. Signed by Representatives Bluechel, Chairman, Conway, Vice Chairman, Bledsoe, Cunningham, Knowles, Kraabel, McCormick, Moon, Paris, Perry, Williams.

To Committee on Rules and Administration for second reading.

The Speaker declared the House to be at ease.  
The Speaker called the House to order.

#### SECOND READING

HOUSE BILL NO. 191, by Representatives Kuehnle, Knowles, Hoggins, Gilleland and Jones:

Permitting school districts to engage agents or licensed real estate brokers to negotiate sale of district real property.

#### MOTION

On motion of Mr. Morrison, the House deferred consideration of House Bill No. 191, and the bill was ordered held for the top of tomorrow's second reading calendar.

HOUSE BILL NO. 90, by Representatives Brouillet, Hoggins and Haussler (by Superintendent of Public Instruction request):

Establishing minimum number of days for kindergarten years.

The bill was read the second time and passed to Committee on Rules and Administration for third reading.

HOUSE BILL NO. 257, by Representatives Zimmerman, Charette, Wolf, Cunningham, Kilbury, King, Conner, Douthwaite, Litchman, Kiskaddon, Thompson and Randall (by Department of Ecology request):

Providing for the financing and construction of pollution control facilities.

#### MOTION

On motion of Mr. Morrison, the House deferred consideration of House Bill No. 257, and the bill was ordered placed at the top of tomorrow's second reading calendar.

HOUSE BILL NO. 155, by Representatives Spanton, McCormick and Gilleland (by Department of Highways request):

Including land contracts in the term "mortgage."

Committee on Transportation recommendation:

Majority, do pass with the following amendment:

On page 3, beginning on line 3, insert a new section as follows:

"NEW SECTION. Sec. 2. The amendatory language contained in section 1 of this 1972 amendatory act shall apply only to persons displaced after the effective date of this 1972 amendatory act."

Renumber the remaining section consecutively.

The bill was read the second time.

On motion of Mr. Spanton, the committee amendment was adopted.

House Bill No. 155 was ordered engrossed and passed to Committee on Rules and Administration for third reading.

HOUSE BILL NO. 115, by Representatives Brown and Morrison:

Redistricting the legislature.

MOTION

On motion on Mr. Morrison, the House deferred consideration of House Bill No. 115, and the bill was ordered placed at the top of tomorrow's second reading calendar.

HOUSE BILL NO. 213, by Representatives Brown and Morrison:

Redistricting and reapportioning the seven congressional districts.

MOTION

On motion of Mr. Morrison, the House deferred consideration of House Bill No. 213, and the bill was ordered placed at the top of tomorrow's second reading calendar.

MOTION

On motion of Mr. Morrison, the House adjourned until 4:00 p.m., Sunday, January 23, 1972.

THOMAS A. SWAYZE, Jr., Speaker.  
MALCOLM McBEATH, Chief Clerk.

## FOURTEENTH DAY

## AFTERNOON SESSION

House Chamber, Olympia, Wash., Sunday, January 23, 1972.

The House was called to order at 4:00 p.m. by the Speaker. The Clerk called the roll and all members were present except Representative Richardson who was excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by the Reverend Paul McCann of the United Churches of Olympia.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

## MESSAGES FROM THE SENATE

January 22, 1972

Mr. Speaker: The President has signed:

HOUSE CONCURRENT RESOLUTION NO. 13

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

## REPORTS OF STANDING COMMITTEES

January 21, 1972

HOUSE BILL NO. 27, Prime Sponsor: Representative Beck, providing noise limits for motor vehicles, reported by Committee on Transportation.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, following section 1, strike the remainder of the bill and insert the following:

"NEW SECTION. Sec. 2. There is added to chapter 46.37 RCW a new section to read as follows:

(1) No person shall at any time operate upon a public highway either a motor vehicle or combination of vehicles, of a type subject to registration under the motor vehicle registration laws of this state, under any condition of grade, load, acceleration, or deceleration in such a manner as to exceed the following noise level for the category of motor vehicle based on a distance of fifty feet from the center of the lane of travel within the speed limits specified in this section:

Speed limit	Speed limit
of 35 mph	of more
or less	than 35 mph

(a) Any motor vehicle with a manufacturer's gross vehicle weight

rating of 6,000 pounds or more and any combination of vehicles towed by such motor vehicle:

(i) After 1972 and before 1974--	88 dbA	90 dbA
(ii) After 1973-----	86 dbA	90 dbA
(b) Any motorcycle other than a motor-driven cycle after 1972-----	82 dbA	86 dbA
(c) Any other vehicle and any combination of vehicles towed by such motor vehicle after 1972-----	76 dbA	82 dbA

(2) The state commission on equipment may provide for measuring at distances closer than fifty feet from the center of the lane of travel. In such case, the measuring devices shall be so calibrated as to provide for measurements equivalent to the noise limit established by this section measured at fifty feet.

(3) The state commission on equipment shall adopt regulations establishing the test procedures and instrumentation to be utilized, such regulations to be in accord with professionally accepted standards.

(4) South pressure levels in decibels (dba) shall be measured on the "A" scale of a standard sound level meter having characteristics defined by American Standards Association specification S 1.4 1961 "General Purpose Sound Level Meter" or latest revision: PROVIDED, That in lieu of an arrest a warning may be given in cases where the noise limit is exceeded by less than a two decibel tolerance.

(5) This section applies to the total noise from a vehicle or combination of vehicles and shall not be construed as limiting or precluding the enforcement of any other provisions of this title relating to motor vehicle exhaust noise.

(6) For the purpose of this section, a truck, truck tractor, or bus that is not equipped with an identification plate or marking bearing the manufacturer's name and manufacturer's gross vehicle weight rating shall be considered as having a manufacturer's gross vehicle weight rating of 6,000 pounds or more if the unladen weight is more than 5,000 pounds.

(7) No person shall have a cause of action relating to the provisions of this section against a manufacturer of a vehicle or a component part thereof on a theory based upon breach of express or implied warranty unless it is alleged and proved that such manufacturer did not comply with noise limit standards of this title applicable to manufacturers and in effect at the time such vehicle or component part was first sold for purposes other than resale.

(8) The restrictions contained in this section shall not apply to (a) maintenance equipment of the following types while performing its functional operation: snow removal equipment, trucks with sanders, sweepers or vac-alls; or (b) special highway construction equipment as defined in RCW 46.16.010 while such equipment is being operated within the boundaries of the project limits as defined by a construction contract.

(9) Any person operating a motor vehicle or a combination of vehicles in violation of the provisions of this section shall be guilty of a misdemeanor.

NEW SECTION. Sec. 3. There is added to chapter

46.37 RCW a new section to read as follows:

(1) Notwithstanding the provisions of subsection (1) of section 2 no person shall at any time operate upon a public highway either a motor vehicle or combination of vehicles, of a type subject to registration under the motor vehicle registration laws of this state, within a speed zone of thirty-five miles per hour or less on level streets or streets with a grade not exceeding plus or minus one percent, in such a manner as to exceed the following noise level for the category of motor vehicle based on a distance of fifty feet from the center of the lane of travel:

(a) Any motor vehicle with a manufacturer's gross vehicle weight rating of 6,000 pounds or more and any combination of vehicles towed by such motor vehicle after 1972----- 82 dbA

(b) Any motorcycle other than a motor-driven cycle after 1972----- 77 dbA

(c) Any other motor vehicle and any combination of vehicles towed by such motor vehicle after 1972----- 74 dbA

The provisions of subsections (2), (3), (4), (5), (6), (7), and (8) of section 2 shall apply to this section.

(2) Measurements shall not be made within two hundred feet of any intersection controlled by an official traffic control device, or within two hundred feet of the beginning or end of any grade in excess of plus or minus one percent. Measurements shall be made when it is reasonable to assume that the vehicle flow is at a constant rate of speed, and measurement shall not be made under congested traffic conditions which require noticeable acceleration or deceleration.

(3) Motor vehicles equipped with at least two snowtread or studded tires are exempt from this section during the period November 1 through April 1.

(4) Any person operating a motor vehicle or a combination of vehicles in violation of the provisions of this section shall be guilty of a misdemeanor.

NEW SECTION. Sec. 4. There is added to chapter 46.37 RCW a new section to read as follows:

(1) No person shall sell or offer for sale for use upon a public highway a new motor vehicle subject to registration under the motor vehicle registration laws of this state which produces a maximum noise exceeding the following noise limit at a distance of fifty feet from the center of the lane of travel under test procedures established by the state commission on equipment:

(a) Any motor vehicle with a gross vehicle weight rating of 6,000 pounds or more manufactured after 1972 and before 1975----- 86 dbA

(b) Any motor vehicle with a gross vehicle weight rating of 6,000 pounds or more manufactured after 1974 and before 1978----- 83 dbA

(c) Any motor vehicle with a gross vehicle weight rating of 6,000 pounds or more manufactured after 1977----- 80 dbA

(d) Any motorcycle, other than a motor-driven cycle, manufactured after 1972 and before 1975----- 86 dbA

(e) Any motorcycle, other than a motor-driven cycle, manufactured after 1974 and before 1978----- 80 dbA

(f) Any motorcycle, other than a motor-driven

cycle, manufactured after 1977----- 75 dbA  
 (g) Any other motor vehicle manufactured  
 after 1972 and before 1975----- 84 dbA  
 (h) Any other motor vehicle manufactured  
 after 1974 and before 1978----- 80 dbA  
 (i) Any other motor vehicle manufactured  
 after 1977----- 75 dbA

(2) Test procedures for compliance with this section shall be established by the state commission on equipment, taking into consideration the test procedures of the Society of Automotive Engineers.

(3) The restrictions contained in this section shall not apply to (a) maintenance equipment of the following types while performing its functional operation: sweepers or vac-alls; or (b) special highway equipment as defined in RCW 46.16.010.

(4) Any person, firm or corporation selling or offering for sale a new motor vehicle in violation of the provisions of this section shall be guilty of a misdemeanor.

NEW SECTION. Sec. 5. The legislative transportation committee in cooperation with the state patrol is authorized and directed to review the findings and recommendations of the department of highways' motor vehicle noise emission studies and such other studies that may be available for the purpose of recommending such changes in the standards in this act as may be warranted. Consideration shall be given to relating operating standards to the year of manufacture. Such recommended changes shall be reported to the legislature prior to the convening of the 1973 regular legislative session."

Signed by Representatives Berentson, Chairman, Spanton, Vice Chairman, Wanamaker, Vice Chairman, Amen, Bauer, Beck, Bozarth, Charnley, Conner, Conway, Cunningham, Douthwaite, Gallagher, Garrett, Gilleland, Gladder, Hansey, Johnson, Jones, Kraabel, Martinis, McCormick, Perry, Schumaker.

To Committee on Rules and Administration for second reading.

January 21, 1972

HOUSE BILL NO. 38, Prime Sponsor: Representative Cunningham, amending the formal hearing procedures in regard to the issuance, denial, suspension or revocation of drivers' licenses, reported by Committee on Transportation.

MAJORITY recommendation: Do pass. Signed by Representatives Berentson, Chairman, Spanton, Vice Chairman, Wanamaker, Vice Chairman, Amen, Bauer, Beck, Bradley, Charnley, Conway, Cunningham, Douthwaite, Gallagher, Garrett, Gilleland, Gladder, Hansey, Jones, Kraabel, McCormick, Schumaker.

To Committee on Rules and Administration for second reading.

January 21, 1972

HOUSE BILL NO. 140, Prime Sponsor: Representative Bottiger, amending certain provisions of the senior citizens' property tax exemption statute, reported by Committee on Revenue and Taxation.

MAJORITY recommendation: Do pass with the following amendments:

On page 4, section 2, after line 7 add a new section as follows:

"Sec. 3. Section 5, chapter 288, Laws of 1971 ex. sess. and RCW 84.36.380 are each amended to read as follows:

For the purposes of RCW 84.36.380:

(1) The term "residence" shall mean a single family dwelling unit whether such unit be separate or part of a multiunit dwelling, including the land on which the dwelling stands not to exceed one acre. The term shall also include a single family dwelling situated upon lands the fee of which is vested in the United States or any instrumentality thereof including an Indian tribe or in the state of Washington, and notwithstanding the provisions of RCW 84.04.080, 84.04.090 or 84.40.250, such a residence shall be deemed real property.

(2) The term "preceding calendar year" shall mean the calendar year preceding the year in which the claim for exemption is to be made.

All claims for exemption shall be made and signed by the person entitled to the exemption, by his or her attorney in fact or in the event the residence of such person is under mortgage or purchase contract requiring accumulation of reserves out of which the holder of the mortgage or contract is required to pay real estate taxes, by such holder or by the owner, either before ((a notary public)) two witnesses or the county assessor or his deputy in the county where the real property is located. Any person signing a false claim shall be subject of perjury.

If the assessor finds that the applicant does not meet the qualifications as set forth in RCW 84.36.370, the claim shall be denied but such denial shall be subject to appeal under the provisions of RCW 84.48.010(5). If the applicant had received exemption in prior year, the taxes shall be collected subject to penalties as provided in RCW 84.40.130 for a period of not to exceed three years.

Claims for exemption under RCW 84.36.370 shall be made annually and filed between January 2 and July 1 of the year in which the property tax levies are imposed and solely upon forms as prescribed and furnished by the department of revenue: PROVIDED, That for 1971 such claims shall be filed between January 2 and August 1.

The department is hereby directed to publicize the qualifications and manner of making claims pursuant to RCW 84.36.370 and 84.36.380, through communications media, including such paid advertisements or notices as it deems appropriate."

On line 2 of the title after "RCW 84.36.370;" and before "and" insert "amending section 5, chapter 288, Laws of 1971 ex. sess. and RCW 84.36.380;"

Signed by Representatives Flanagan, Chairman, Kiskaddon, Vice Chairman, Bagnariol, Bledsoe, Bluechel, Ceccarelli, Eikenberry, Hatfield, Haussler, Hurley, Julin, King, Marzano, Randall.

To Committee on Rules and Administration for second reading.

January 21, 1972

HOUSE BILL NO. 164, Prime Sponsor: Representative Berentson, providing for a compact among certain western states to study feasibility of short haul air transportation among them, reported by Committee on Transportation.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 1, line 6 after "sections 2" strike "and 3" and insert ", 3 and 4"

On page 1, section 2, line 12 after "approval by" insert "at least six of"

On page 4, section 3, line 9 after "file a" insert "copy"

On page 6, section 3, line 19 after "in respect" strike "of" and insert "to"

On page 7, section 3, line 31 strike "13" and insert "7"

On page 8, following line 19 insert the following new sections:

NEW SECTION. Sec. 4. The director of aeronautics or his designee is hereby authorized to serve as the Washington state member to the western regional short-haul air transportation compact and to execute said compact on behalf of this state with any other state or states legally joining therein.

NEW SECTION. Sec. 5. For purposes of this act there is hereby appropriated to the state aeronautics commission from the aeronautics account of the general fund the sum of twelve thousand dollars for the period June 30, 1973."

Signed by Representatives Berentson, Chairman, Wanamaker, Vice Chairman, Amen, Bauer, Beck, Bozarth, Bradley, Charnley, Conner, Conway, Cunningham, Douthwaite, Gallagher, Garrett, Gilleland, Gladder, Hansey, Johnson, Jones, Kraabel, Martinis, McCormick, Perry, Schumaker.

To Committee on Rules and Administration for second reading.

January 21, 1972

HOUSE BILL NO. 208, Prime Sponsor: Representative Newhouse, extending the local sales tax and imposing a tax on municipal electrical utilities, reported by Committee on Revenue and Taxation.

MAJORITY recommendation: Do pass with the following amendments:

On page 2, section 3, line 21 after "districts," and before "and" insert "fire districts,"

On page 2, section 2, line 8 beginning with "((~~s~~)" strike the balance of the section and insert ":PROVIDED HOWEVER, That each of the provisions set forth in this act shall be operative and in effect only until and including December 31, ((1973)) 1977, at which time this act, in its entirety, shall expire without any further action by the legislature."

Signed by Representatives Flanagan, Chairman, Kiskaddon, Vice Chairman, Benitz, Bledsoe, Bluechel, Hatfield, Hurley, Julin, Kilbury, Kuehnle, Pardini.

MINORITY recommendation: Do not pass. Signed by Representatives Bagnariol, Ceccarelli, Eikenberry, Haussler, Marzano.

To Committee on Rules and Administration for second reading.

January 21, 1972

HOUSE BILL NO. 221, Prime Sponsor: Representative Gilleland, clarifying provisions relative to motor fuel tax exemptions, reported by Committee on Transportation.

MAJORITY recommendation: Do pass with the following amendments:

On page 2, section 2, line 31 after "pumping" and before "fuel" insert "propane, or"

On page 3, section 2, line 3 after "invoices of" strike "fuel" and insert "propane, or fuel or heating"

On page 5, section 3, line 7 strike "(3)" and insert "((3))"

Signed by Representatives Berentson, Chairman, Spanton, Vice Chairman, Wanamaker, Vice Chairman, Amen, Bauer, Beck, Bozarth, Bradley, Charnley, Conner, Conway, Cunningham, Douthwaite, Gallagher, Garrett, Gilleland, Gladder, Hansey, Johnson, Jones, Martinis, McCormick, Perry, Schumaker.

To Committee on Rules and Administration for second reading.

January 21, 1972

HOUSE JOINT MEMORIAL NO. 2, Prime Sponsor: Representative Berentson, providing for implementation of interstate short-haul air compact, reported by Committee on Transportation.

MAJORITY recommendation: Do pass with the following amendment:

On page 2, line 1, after "HB" insert "164"

Signed by Representatives Berentson, Chairman, Wanamaker, Vice Chairman, Amen, Bauer, Beck, Bozarth, Bradley, Charnley, Conner, Conway, Cunningham, Douthwaite, Gallagher, Garrett, Gilleland, Gladder, Hansey, Johnson, Jones, Kraabel, Martinis, McCormick, Perry, Schumaker.

To Committee on Rules and Administration for second reading.

SECOND READING

HOUSE BILL NO. 191, by Representatives Kuehnle, Knowles, Hoggins, Gilleland and Jones:

Permitting schools districts to engage agents or licensed real estate brokers to negotiate sale of district real property.

The bill was read the second time.

Mr. Hoggins moved adoption of the following amendment by Representatives Kuehnle and Hoggins:

On page 1, section 1, line 16 after "thereof" strike the remainder of the section down to and including "services" on line 21

Representatives Hoggins and Kuehnle spoke in favor of adoption of the amendment.

The amendment was adopted.

House Bill No. 191 was ordered engrossed and passed to Committee on Rules and Administration for third reading.

HOUSE BILL NO. 257, by Representatives Zimmerman, Charette, Wolf, Cunningham, Kilbury, King, Conner, Douthwaite, Litchman, Kiskaddon, Thompson and Randall (by Departmental request):

Providing for the financing and construction of pollution control facilities.

Committee on Natural Resources and Ecology recommendation: Majority, do pass with the following amendments:

On page 1, section 1, line 22 after "district" strike the semicolon and insert ". A district"

On page 1, section 1, line 22 after "may" insert "also"

On page 1, section 1, line 22 after "maintain" insert "other"

On page 2, section 1, line 5 after "pusuch" insert "pollution abatement"

The bill was read the second time.

On motion of Mr. Zimmerman, the committee amendments were adopted.

Mr. Zimmerman moved adoption of the following amendment:

On page 1, section 1, line 22 before the period insert: "under such terms, conditions, rates, charges, and rentals as may be fixed by the port commission"

Representatives Zimmerman and Julin spoke in favor of adoption of the amendment, and the amendment was adopted.

On motion of Mr. Julin, the following amendments by Representative Zimmerman were adopted:

On page 2, section 1, line 2 after "government" and before "and" insert ": PROVIDED, That in those cases where a pollution abatement facility to be constructed is an integral part of a facility being constructed for other purposes, the provisions of RCW 53.08.120 and 39.04 shall not apply to this chapter"

On page 2, section 1, line 3 after "lease," and before "or" insert "lease-purchase, purchase, sale"

On page 2, section 1, line 5 after "such" insert "other"

On page 2, after line 21 insert a new section as follows:

"NEW SECTION. Sec. 2. The department of ecology may determine that any item of property forming part of an industrial, commercial, manufacturing, electric generating or other building or group of buildings which is used partly for pollution control purposes and partly for other purposes is a pollution control facility to the extent that such item of property is attributable to pollution control purposes and not to other purposes; in making such determination the department shall consider the incremental cost of such item of property attributable solely to pollution control purposes and such other factors as the department may deem relevant."

Renumber the remaining sections consecutively.

House Bill No. 257 was ordered engrossed and passed to Committee on Rules and Administration for third reading.

#### SPEAKER'S PRIVILEGE

The Speaker: "Before going at ease for the purpose of caucus, I would like to call on the Honorable John O'Brien, who just returned from a little trip to the midwest, to make an announcement that will be of interest to the House."

Mr. O'Brien: "Mr. Speaker, ladies and gentlemen of the House: The mission I made to Chicago was successful. The 1973 National Conference of State Legislative Leaders will be held in the city of Seattle. It was somewhat amusing in one way. In Time Magazine there was an article about the city of Seattle and the poor, and the fact that 50 people were standing out in the snow on Christmas Day, waiting for food. A legislator from Michigan gave me the article, so in part of my argument I stated it would also be an act of charity if the convention was held in Seattle. However, they reminded me that the convention would be held

in 1973 and they hoped, along with all of us, that the conditions in our fair city will be far better by that time. Anyway, it is a significant convention, and I know it is going to attract a great amount of interest. And of course economically, legislative-wise, and government-wise, it is a good convention. I hope we all join in and make it an extremely successful one."

The Speaker: "Thank you, Representative O'Brien. Our main competition for that conference was the state of Hawaii. I guess we can't win them all, can we?"

The Speaker declared the House to be at ease.  
The Speaker called the House to order.

#### SECOND READING

HOUSE BILL NO. 115, by Representatives Brown and Morrison:

Redistricting the legislature.

#### MOTION

On motion of Mr. Morrison, the House deferred consideration of House Bill No. 115, and the bill was ordered placed at the bottom of today's second reading calendar.

HOUSE BILL NO. 213, by Representatives Brown and Morrison:

Redistricting and reapportioning the seven congressional districts.

#### MOTION

On motion of Mr. Morrison, the House deferred consideration of House Bill No. 213, and the bill was ordered placed at the bottom of today's second reading calendar.

HOUSE JOINT RESOLUTION NO. 58, by Representatives Brown, Bledsoe, Wolf, Pardini, Morrison, North, Hoggins and Shera:

Establishing constitutional reapportionment procedure.

Committee on Elections and Apportionment recommendation: Majority, do pass with the following amendment:

On page 2, line 10, after "for the" and before "purpose" strike "sole" and insert "primary"

The bill was read the second time.

The Speaker declared the House to be at ease.  
The Speaker called the House to order.

On motion of Mr. Brown, the committee amendment was adopted.

Mr. Grant moved adoption of the following amendment:  
On page 1, line 27 after "for." strike "Reapportionment and redistricting action by the legislature or by the commission shall not be subject to referendum."

Representatives Grant and Charette spoke in favor of the amendment, and Representatives Brown, Julin and Kiskaddon spoke against it.

Mr. King demanded an electric roll call, and the demand was sustained.

Representatives Bottiger, King and Charnley spoke in favor of the amendment, and Representative North spoke against it.

#### ROLL CALL

The Clerk called the roll on the amendment by Representative Grant to House Joint Resolution No. 58 and the amendment failed to pass by the following vote: Yeas, 48; nays, 50; not voting, 1.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Douthwaite, Gallagher, Grant, Haussler, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, O'Brien, Perry, Randall, Rosellini, Savage, Sawyer, Shinpoch, Thompson, Van Dyk, Williams, Wojahn.

Voting nay: Representatives Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Hoggins, Hubbard, Jones, Juelling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, Mentor, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf, Zimmerman, Mr. Speaker.

Not Voting: Representative Richardson.

Mr. Sawyer moved adoption of the following amendment:

On page 1, line 14, after "census," strike "exclusive of nonresident or transient members of the armed forces of the United States and their dependents living on any military reservation or base"

Representatives Sawyer and Bottiger spoke in favor of adoption of the amendment, and Representative Brown spoke against it.

Mr. Sawyer demanded an electric roll call, and the demand was sustained.

## ROLL CALL

The Clerk called the roll on the amendment by Representative Sawyer to House Joint Resolution No. 58 and the amendment was lost by the following vote: Yeas, 48; nays, 50; not voting, 1.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Douthwaite, Gallagher, Grant, Haussler, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, O'Brien, Perry, Randall, Rosellini, Savage, Sawyer, Shipoch, Thompson, Van Dyk, Williams, Wojahn.

Voting nay: Representatives Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Hoggins, Hubbard, Jones, Juelling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehne, Mentor, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf, Zimmerman, Mr. Speaker.

Not Voting: Representative Richardson.

The Clerk read the following amendment by Mr. Moon: On page 1, line 25, beginning with "Legislative" strike everything through "referendum" on page 2, line 1.

## PARLIAMENTARY INQUIRY

Mr. Thompson: "Mr. Speaker, wouldn't it be appropriate to consider my amendment in advance of Representative Moon's?"

The Speaker: "Not if your amendment is worded correctly, Representative Thompson. Your amendment starts on line 23, page 2, and Mr. Moon's amendment strikes language beginning on line 25, page 1, to line 2 on page 2."

Mr. Moon moved adoption of the amendment.

Mr. Moon spoke in favor of the amendment, and Mr. Brown spoke against it.

Mr. Bagnariol demanded an electric roll call, and the demand was sustained.

Mr. Moon spoke again in favor of the amendment, and Mr. Bledsoe spoke against it.

## PARLIAMENTARY INQUIRY

Mr. Douthwaite: "If I understand the motion by Representative Moon, it is to strike what the commission shall do. On page 3, however, it goes on to say that the

commission shall complete and file with the secretary of state, etc. Is this not inconsistent? It appears that Representative Moon's amendment attempts to strike the powers of the commission; but, in order to do so, it seems to me we would also have to strike language on page two and page three, in addition to what he is striking. Is that not correct?"

The Speaker: "You are asking me to render a legal opinion on the merits of the measure after this body gets through amending it. That is not a parliamentary inquiry, Mr. Douthwaite."

Mr. Douthwaite: "Perhaps this could be solved then with a further amendment which would follow, assuming we vote correctly on this one."

The Speaker declared the House to be at ease.  
The Speaker called the House to order.

The Speaker declared the question before the House to be the amendment by Mr. Moon.

#### ROLL CALL

The Clerk called the roll on the amendment by Representative Moon to House Joint Resolution No. 58 and the amendment failed by the following vote: Yeas, 44; nays, 49; not voting, 6.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bozarth, Charnley, Chatalas, Conner, Douthwaite, Gallagher, Grant, Haussler, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, O'Brien, Perry, Rabel, Rosellini, Savage, Sawyer, Shipoch, Thompson, Van Dyk, Williams, Wojahn.

Voting nay: Representatives Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brouillet, Brown, Charette, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Hoggins, Hubbard, Juelling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehne, Mentor, Morrison, Newhouse, North, Pardini, Paris, Polk, Ross, Schumaker, Shera, Smith, Spanton, Wanamaker, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Bradley, Ceccarelli, Jones, Randall, Richardson, Smythe.

Mr. Thompson moved adoption of the following amendment:

On page 2, line 23 after "members;" strike "Three representatives of each major political party to be appointed by the respective state chairman thereof" and insert "Eight members of the legislature, two to be elected by the members of each of the major political parties in the House of Representatives and in the Senate"

Representatives Thompson and Chatalas spoke in favor of the amendment, and Representatives Wolf and Blair spoke against it.

Mr. Pardini demanded an electric roll call and the demand was sustained.

Representatives Sawyer, Savage and Eikenberry spoke in favor of adoption of the amendment, and Representative Morrison spoke against it.

#### POINT OF INQUIRY

Mr. Moon: "Can you, Representative Eikenberry, show me how the independent voter, and the voter who belongs to a minority party will be represented by the commission that is proposed by this amendment?"

Mr. Eikenberry: "Yes, sir, I believe I can. The simple fact is that those of us who are here have been elected by everyone in the state, and we are representative. As a body sitting here, we will, in turn, elect the eight people who will then act as the commission. So in that sense, they will be very representative of everyone in the state."

#### ROLL CALL

The Clerk called the roll on the amendment by Representative Thompson to House Joint Resolution No. 58 and the amendment passed the House by the following vote: Yeas, 60; nays, 38; not voting, 1.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Douthwaite, Eikenberry, Farr, Gallagher, Gladder, Grant, Haussler, Hubbard, Hurley, Jastad, Johnson, Jueling, Kilbury, King, Knowles, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, O'Brien, Perry, Polk, Rabel, Randall, Rosellini, Savage, Sawyer, Schumaker, Shipoch, Spanton, Thompson, Van Dyk, Williams, Wojahn, Zimmerman.

Voting nay: Representatives Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Conway, Copeland, Costanti, Cunningham, Curtis, Flanagan, Garrett, Gilleland, Goldsworthy, Hansey, Hatfield, Hoggins, Jones, Julin, Kirk, Kiskaddon, Kopet, Mentor, Morrison, Newhouse, North, Pardini, Paris, Ross, Shera, Smith, Smythe, Wanamaker, Wolf, Mr. Speaker.

Not voting: Representative Richardson.

The Clerk read the following amendment by Mr. Bottiger:

On page 2, section 3, line 25 after "thereof;" insert "and provided that the state chairman of the political party whose candidate for President received the most votes in the last presidential election shall be entitled to appoint an additional voting member to the commission"

With the consent of the House, Mr. Bottiger withdrew the amendment.

On motion of Mr. Thompson, the following amendment was adopted:

On page 2, section 3, line 30, strike "respective state" and insert "legislative caucus"

The Clerk read the following amendment by Mr. Moon:

On page 2, beginning on line 16, strike everything down to line 20 on page 3.

With the consent of the House, Mr. Moon withdrew the amendment.

House Joint Resolution No. 58 was ordered engrossed and passed to Committee on Rules and Administration for third reading.

#### MOTION

Mr. Bledsoe moved that the rules be suspended, the second reading considered the third, and Engrossed House Joint Resolution No. 58 be placed on final passage.

The motion was lost on a rising vote.

#### POINT OF INQUIRY

Mr. Beck: "Just a little point of inquiry here. We have adopted about three or four amendments to this, and I didn't have all of them. The fact is that you just read the last one. Is it going to be Senators, or is it going to be Representatives on this commission? I would like to know."

The Speaker: "I think that will be answered when the bill comes back out on final passage."

#### MOTION

Mr. Grant moved that HOUSE BILL NO. 115 be made a special order of business at 10:15 p.m.

Mr. Grant spoke in favor of the motion, and Mr. Morrison spoke against it.

#### POINT OF ORDER

Mr. Grant: "My motion is to consider House Bill No. 115 at 10:15 p.m.--not any measure that the Senate may consider, and I wish Mr. Morrison would confine his remarks to our consideration of redistricting at this time. The responsibility of this House is as important as the responsibility of the other House."

The Speaker: "I gave you considerable latitude, Mr. Grant, in your remarks, and I think Mr. Morrison is entitled to the same."

Mr. Morrison concluded his remarks in opposition to the motion.

Representatives Bottiger and O'Brien spoke in favor of the motion, and Representatives Bledsoe and Copeland spoke against it.

#### MOTION

On motion of Mr. Sawyer, the House adjourned until 11:00 a.m., Monday, January 24, 1972.

THOMAS A. SWAYZE, Jr., Speaker.  
MALCOLM McBEATH, Chief Clerk.

## FIFTEENTH DAY

## MORNING SESSION

House Chamber, Olympia, Wash., Monday, January 24, 1972.

The House was called to order at 11:00 a.m. by the Speaker. The Clerk called the roll and all members were present except Representative Backstrom who was excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by Dr. Vernon G. Elgin, Pastor of The Little Church on the Prairie, Tacoma.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

## MOTION

On motion of Mr. Douthwaite, HOUSE BILL NO. 125 was rereferred from the Committee on Transportation to the Committee on Local Government.

## SECOND READING

HOUSE JOINT RESOLUTION NO. 65, by Representatives Bledsoe, Copeland, Charette, Beck, Ross, Kiskaddon, Conway, Kraabel, Blair, Mentor, Amen, Hoggins, Jones, Moon, Bluechel, Adams, Kopet, Cunningham, Brown, Gilleland, Ceccarelli, Curtis, Litchman and North (by Executive and Legislative Council request):

Amending the Constitution to provide for annual session of the legislature.

The resolution was read the second time.

Mr. Bledsoe moved adoption of the following amendment:

On page 1, line 19 after "days" and before the period, insert: "PROVIDED, That any extraordinary session convened in the same year as any regular session shall not be more than thirty days"

Representatives Bledsoe, Newhouse, Hoggins and Brown spoke in favor of the amendment, and Representatives Charette, King, Savage, Kilbury, Douthwaite and May spoke against it.

Mr. Savage spoke again in opposition to the amendment by Mr. Bledsoe.

Mr. Wolf demanded an electric roll call and the demand was sustained.

Mr. Lysen spoke against adoption of the amendment, and Mr. Bledsoe closed debate, speaking in favor of it.

#### ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Bledsoe to House Joint Resolution No. 65, and the amendment passed by the following vote: Yeas, 52; nays, 45; not voting, 2.

Voting yea: Representatives Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Jones, Juelling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehne, Luders, Mentor, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Richardson, Ross, Schumaker, SHERA, Smith, Smythe, Spanton, Wanamaker, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Adams, Anderson, Bagnariol, Bauer, Beck, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Douthwaite, Gallagher, Grant, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, O'Brien, Perry, Randall, Rosellini, Savage, Sawyer, Shinoch, Thompson, Van Dyk, Williams, Wojahn.

Not voting: Representatives Backstrom, Flanagan.

Mr. Grant moved adoption of the following amendment by Representatives Grant, Ross and Chatalas:

On page 1, line 23 after "amendment" on line 23, add a new paragraph as follows:

"The legislature may convene a special session at any time upon a petition signed by three-fifths of the members of each house of the legislature."

Mr. Grant spoke in favor of the amendment.

The amendment by Representatives Grant, Ross and Chatalas was adopted on a rising vote.

House Joint Resolution No. 65 was ordered engrossed.

Mr. Wolf moved that the rules be suspended, the second reading considered the third, and Engrossed House Joint Resolution No. 65 be placed on final passage.

The motion was lost on a rising vote.

Engrossed House Joint Resolution No. 65 was passed to Committee on Rules and Administration for third reading.

HOUSE BILL NO. 96, by Representatives Brown, Wolf, Bottiger, Curtis, Ross, Kilbury, Kiskaddon, Kraabel, Conway, Blair, Bluechel, Smith, Cunningham and North (by Executive and Secretary of State request):

Providing for annual general elections.

House Bill No. 96 was read the second time and passed to Committee on Rules and Administration for third reading.

HOUSE JOINT RESOLUTION NO. 61, by Representatives North, Charette, Wolf, Adams, Charnley, Kilbury, Litchman, Martinis, Maxie and Smith (by State Women's Council request):

Providing for equality of rights regardless of sex.

Committee on Labor and Employment Security recommendation: Majority, do pass with the following amendment:

On page 1, section 1, line 9 after "Equality of rights" insert "and responsibility"

The resolution was read the second time.

On motion of Mr. Hubbard, the committee amendment was adopted.

Mr. Julin moved adoption of the following amendment by Representatives Julin and Hubbard:

On page 1, section 1, line 10 after "account of sex" strike "or marital status"

Mr. Julin spoke in favor of the amendment, and the amendment was adopted.

House Joint Resolution No. 61 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Joint Resolution No. 61 was placed on final passage.

Representatives North and Litchman spoke in favor of the resolution.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Joint Resolution No. 61 and the resolution passed the House by the following vote: Yeas, 96; nays, 3; not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf,

Zimmerman, Mr. Speaker.

Voting nay: Representatives Gladder, Kuehnle, Richardson.

Engrossed House Joint Resolution No. 61, having received the constitutional majority, was declared passed.

HOUSE BILL NO. 115, by Representatives Brown and Morrison:

Redistricting the legislature.

MOTION

On motion of Mr. Bledsoe, House Bill No. 115 was rereferred to the Committee on Rules and Administration.

HOUSE BILL NO. 213, by Representatives Brown and Morrison:

Redistricting and reapportioning the seven congressional districts.

MOTION

On motion of Mr. Bledsoe, House Bill No. 213 was rereferred to the Committee on Rules and Administration.

HOUSE BILL NO. 105, by Representatives O'Brien, Pardini, Maxie, Perry, Ross, Knowles, Bagnariol, Ceccarelli, Litchman and Merrill (by Joint Committee on Education request):

Providing that financial aid for part time students shall include ancillary services.

The bill was read the second time.

Mr. Cunningham moved adoption of the following amendment:

On page 1, section 1, lines 17 and 18, after "school" strike "~~((not available in such private or private sectarian school))~~" and insert "not available in such private or private sectarian school"

Mr. Cunningham spoke in favor of adoption of the amendment.

POINT OF INQUIRY

Mr. Cunningham yielded to question by Mr. Polk.

Mr. Polk: "Did you intend to strike the new language 'district' on line 18 along with this amendment?"

Mr. Cunningham: "All I really had in mind was inserting the present language, and not striking what they intended to strike. The answer is 'no.' I think 'district' ought to be left in there. Could that be left in? My language should be inserted 'by any public school district'--yes, I believe it probably reads better if it is

inserted, but I was just attempting to leave the present language, but I see that 'district' does distort it. It probably should come after 'district.'

The Speaker: "Do you want to strike 'district' or leave it in? That's the key question."

Mr. Cunningham: "I want to leave it in. I want to leave it in and move the language up after 'district' to read 'offered by any public school not available in such private or private sectarian school' and it should come after 'district.' When this was drafted by the person who drafted this, I think they misunderstood where it should go, or didn't realize what inserting 'district' did to it. It should read: (Let's go back and say) "part time student" shall mean and include any student enrolled in a course of instruction in a private or private sectarian school and taking courses at and/or receiving ancillary services offered by any public school . . . --'public school district' rather (district ought to be moved up there) 'not available in such private or private sectarian school.' That's where 'district' ought to be, and it should have been moved up, and it was my error."

Mr. Brouillet spoke in favor of adoption of the amendment, and Mr. Pardini spoke against it.

Mr. Cunningham spoke again in favor of the amendment.

#### POINT OF INQUIRY

Mr. Cunningham yielded to question by Mr. Perry.

Mr. Perry: "Is it your intention under the terms of your amendment that if the students have a hearing program, or some other such medical program involving a nurse, or psychiatric treatment, etc., in the private school, but have to pay for it, that they shall not have available to them the free treatment that any other students have in public schools?"

Mr. Cunningham: "No, I don't think so, Mr. Perry. I think if the private school chose not to offer it or was unable to offer it because of the cost, or the students were unable to get it because of the cost, they would certainly be eligible. That wasn't my intent at all."

Mr. Perry: "In other words, because the private school offers this type of treatment but charges for it, you are not invalidating the students' individual rights to avail themselves of that type of treatment?"

Mr. Cunningham: "No, I think in the practical application of it, some private schools probably will not be able to offer it, Representative Perry, and they would be seeking it from a public school."

## POINT OF INQUIRY

Mr. Cunningham yielded to question by Mr. Moon.

Mr. Moon: "It now appears to me that we may be putting an additional burden on our public school system in the way of financing. Is this true, and do you know what the additional financial burden will be?"

Mr. Cunningham: "No, I don't, Representative Moon, but I think the way it has worked in the past--my experience with it has been that if the private school or private sectarian school has sought these services and the public school was able to provide them, they did so--within the realm of what they were able to offer. And if they weren't able to provide them, they didn't do so. But I think the public school has the control in this area and they will do it if they possibly can."

The amendment by Mr. Cunningham was adopted.

Mr. Brown moved adoption of the following amendments:

On page 1, section 1, line 23 after "and" strike "((may))" and insert "may"

On page 1, section 1, line 24 after "students," strike "shall"

Mr. Brown spoke in favor of the amendments, and Mr. Perry spoke against them.

## POINT OF INQUIRY

Mr. Brouillet yielded to question by Mr. Barden.

Mr. Barden: "Representative Brouillet, I am concerned that bus transportation might be defined as an ancillary service, and I am wondering if this amendment fails, then if the school districts might be required to provide transportation to the private school students to and from a private school for their courses of instruction? Upon your remarks, I think, hinges my vote on this amendment, so I would appreciate if you would indicate whether you think that transportation could be defined as an ancillary service."

Mr. Brouillet: "Mr. Barden, no. Specifically, to answer your question, ancillary services are not defined as 'bus or bussing.' In the budget, bussing is a separate line item. It is not the intent of the sponsors of this bill or the committee to get involved in the bussing aspect of it, and I would say right here that in all of our definitions that we operate under in the public schools, bussing is not considered an ancillary service."

## POINT OF INQUIRY

Mr. Perry yielded to question by Mr. Farr.

Mr. Farr: "Mr. Perry, in light of your previous comments, I wonder if you could clear up for me whether or not you consider this will relate to an involvement of funds expended--as to whether or not this amendment passes. In other words, will this involve school finance--whether or not the amendment stands?"

Mr. Perry: "I would have to give you a conjecture as to whether it does or not. I don't know. I don't know whether having a nurse treating twenty people a day, or eighteen people a day, constitutes a further involvement as far as school funds are concerned. I'm sure that some of the films that they are referring to in this that are for free public use--but some of the private schools which have attempted to obtain these films are told they are not available--I'm not too sure that using that film constitutes an extra cost. If you wanted to specifically go into this for about two hours, I could show you a number of things that are not now being used in the public school system, and a number of services that are not being used to their fullest, and being paid for by all the taxpayers. These children would fit into those time slots. So, specifically, I don't know of any tremendous costs that are going to come about as a result of a service being offered."

Mr. O'Brien spoke against adoption of the amendments by Mr. Brown.

#### POINT OF INQUIRY

Mr. Brouillet yielded to question by Mr. Randall:

Mr. Randall: "Earlier remarks by Representative Brown indicated that the addition of these services to a school district, the funding of which was not provided, would cause a hardship. Is your understanding of the formula such that any time a school accepts a student on a part time basis, they are funded by the state on the enrollment?"

Mr. Brouillet: "Representative Randall, to answer your question, there is a proviso built into this bill that says there shall be a weighting formula developed by the superintendent. However, the local district would also have to pick up its fair share, if it was an additional cost."

Mr. Randall: "It appears to me that the funding is taken care of--that when you enroll a part time student, you are, in fact, funded by the state on the formula basis."

Mr. Brouillet: "Yes, you are funded. I want to also point out that there is nothing in this bill that says the district has to offer the service. If the service is not now being offered by the district, or they feel it shouldn't be offered, they do not have to institute it for some people coming in from a private school. It is only those services they offer to their students that they have

to offer to all students in the district on the same basis. So if it is a hardship, or if they have other problems, the local school district still has control of the whole operation. It is run in the local school district, and the director still has some determination as to whether they want to run it or not."

Representatives Randall and Charnley spoke against adoption of the amendments, and Mr. Brown closed debate, speaking in favor of the amendments.

The amendments by Mr. Brown to House Bill No. 105 were not adopted.

Mr. Cunningham moved adoption of the following amendment:

On page 2, section 1, line 4 after "instruction" strike all the matter up to the semicolon on line 7 and insert the following: "if the class, classes, or course of instruction for which the private school student requests enrollment, are unavailable to the student in the private school in which the student is regularly enrolled"

Mr. Cunningham spoke in favor of adoption of the amendment.

#### POINT OF INQUIRY

Mr. Cunningham yielded to question by Mr. Barden.

Mr. Barden: "I am concerned that if we had a situation where a student were attending a class--his first period at a public school and his third period at a public school, and the second period he could take a class that was otherwise offered at the private school--if we adopted your amendment, would we be forcing him to go back to the private school for the second period to take that class and then come back to the public school for the third period to take the class that was not offered at the private school?"

Mr. Cunningham: "I don't think so. This question was asked before, and the thrust of this bill primarily is ancillary services. They are generally scheduled on a basis with the personnel that can perform the service. I don't think the operation as it has been carried on between the public and private schools has caused that much hardship. I think this would just clarify it."

Mr. Barden spoke against adoption of the amendment by Mr. Cunningham, and Mr. Pardini spoke in favor of it.

The amendment by Mr. Cunningham was adopted.

#### MOTION

Mr. Farr moved that House Bill No. 105 be referred to the Committee on Appropriations.

Representatives Farr and Moon spoke in favor the motion, and Representatives Ceccarelli, Smythe and Hurley spoke against it.

The motion by Mr. Farr was lost.

House Bill No. 105 was ordered engrossed and passed to Committee on Rules and Administration for third reading.

HOUSE BILL NO. 137, by Representatives Bottiger, Flanagan, Williams, Newhouse, Moon, Haussler, Julin, McDermott, Amen, Bledsoe, Bozarth, Curtis, Eikenberry, Gallagher, Gilleland, Litchman, Randall, Schumaker and Shera (by Property Tax Committee request):

Making the assessor's comparable sales data available to individuals protesting their property valuation.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 137 was placed on final passage.

Mr. Flanagan spoke in favor of passage of the bill.

#### POINT OF INQUIRY

Mr. Flanagan yielded to question by Mr. Ross.

Mr. Ross: "Representative Flanagan, what would be the fiscal impact on the County of King of House Bill No. 137?"

Mr. Flanagan: "There would be a minimal impact because the county assessor already has this information. In making the valuation, it was necessary for him to have the information before he made the valuation in the first place. He just submits this to the taxpayer, so actually I don't think there would be any impact whatsoever."

Mr. Bottiger spoke in favor of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 137 and the bill passed the House by the following vote: Yeas, 99; nays, 0; not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman,

Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

House Bill No. 137, 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.

HOUSE BILL NO. 138, by Representatives Flanagan, Bottiger, Wolf, Julin, Newhouse, Moon, Williams, Haussler, Amen, Bledsoe, Eikenberry, Gallagher, Hoggins, Jones, Schumaker and Zimmerman (by Property Tax Committee request):

Providing changes in board of equalization operations.

Committee on Revenue and Taxation recommendation: Majority, do pass with the following amendment:

On page 4, section 3, line 19 before the period and after "appeals" insert "unless the taxpayer requests a hearing before the full board"

The bill was read the second time.

On motion of Mr. Flanagan, the committee amendment was adopted.

Mr. Sawyer moved adoption of the following amendment:

On page 2, section 1, line 7 after "agent" and before the period insert: ": PROVIDED, That if no member of the board of county commissioners or like other county governmental authority serves on the equalization board, the board may not raise the valuation of any tract or lot, unless requested to do so by the county assessor"

Representative Sawyer spoke in favor of adoption of the amendment, and Representatives Flanagan and Haussler spoke against it.

Mr. Sawyer closed debate, speaking in favor of the amendment.

The amendment by Mr. Sawyer was lost on a rising vote.

House Bill No. 138 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 138 was placed on final passage.

Mr. Flanagan spoke in favor of passage of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 138 and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representative Rabel.

Engrossed House Bill No. 138, 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.

HOUSE BILL NO. 139, by Representatives Flanagan, Wolf, Bottiger, Julin, Moon, Williams, Newhouse, Haussler, Sawyer, Perry, McDermott, Amen, Bledsoe, Bozarth, Conway, Curtis, Eikenberry, Gallagher, Hoggins, Litchman, Schumaker, Wojahn and Zimmerman (by Property Tax Committee request):

Providing for notification to property owners of changes in assessed valuation.

## MOTION

On motion of Mr. Bledsoe, the House deferred consideration of House Bill No. 139, and the bill was ordered placed on tomorrow's second reading calendar.

HOUSE BILL NO. 279, by Representatives Thompson, Zimmerman, Luders, North and Randall:

Requiring permits for operation of sewerage systems owned by any county, municipal or public corporation.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 279 was placed on final passage.

Mr. Thompson spoke in favor of passage of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 279 and the bill passed the House by the following vote: Yeas, 96; nays, 3; not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives May, Richardson, Smith.

House Bill No. 279, 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

SUBSTITUTE HOUSE BILL NO. 8, by Committee on Local Government (Originally sponsored by: Representatives Smythe, Marsh, Bauer and Zimmerman):

Repealing certain resident employee restrictions on public works.

Substitute House Bill No. 8 was read the third time and placed on final passage.

Representatives Smythe and Marsh spoke in favor of passage of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 8 and the bill passed the House by the following vote: Yeas, 94; nays, 5; not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Rabel,

Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Douthwaite, Flanagan, Julin, Lysen, Polk.

Substitute House Bill No. 8, 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.

HOUSE BILL NO. 54, by Representatives Mentor, Brouillet, Hoggins and Charette (by Joint Committee on Education request):

Removing obsolete matter in code relating to school holidays.

House Bill No. 54 was read the third time and placed on final passage.

Mr. Hoggins spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 54 and the bill passed the House by the following vote: Yeas, 95; nays, 2; not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Kilbury, Ross.

Not voting: Representatives Chatalas, Grant.

House Bill No. 54, 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.

HOUSE BILL NO. 55, by Representatives Brouillet, Hoggins, Mentor, Charette and Randall (by Joint Committee on Education request):

Striking obsolete sections relating to special levy study commission from code.

House Bill No. 55 was read the third time and placed on final passage.

Mr. Hoggins spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 55 and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Chatalas, Grant, Smythe.

House Bill No. 55, 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.

HOUSE BILL NO. 56, by Representatives Hoggins, Brouillet, Mentor and Charette (by Joint Committee on Education request):

Eliminates existing conflicts in filing procedures for school officials.

House Bill No. 56 was read the third time and placed on final passage.

Mr. Hoggins spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 56 and the bill passed the House by the following vote: Yeas, 94; nays, 1; not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano,

Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representative Bottiger.

Not voting: Representatives Chatalas, Grant, Rabel, Smythe.

House Bill No. 56, 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.

#### MOTIONS

On motion of Mr. Morrison, the House advanced to the tenth order of business.

On motion of Mr. Morrison, HOUSE BILL NO. 410 was rereferred from the Committee on Local Government to the Committee on Appropriations.

#### PERSONAL PRIVILEGE

Mr. Morrison: "As an epilogue to yesterday's comments on redistricting, I would like to mention that the Republican redistricting efforts are headquartered downtown, next door to Washington Natural Gas Company. The building is owned by the Sears family. The Republican House and Senate members are paying the rent, and our State Central Committee is paying the cost of the utilities. I just wanted the record to show that Washington Natural Gas Company is not involved in any way. In fact, the only tie-in with any of the downtown businesses seems to be with our neighbor to the east--Ben Moore's."

#### MOTION

On motion of Mr. Morrison, the House adjourned until 10:00 a.m., Tuesday, January 25, 1972.

THOMAS A. SWAYZE, Jr., Speaker.  
MALCOLM McBEATH, Chief Clerk.

## SIXTEENTH DAY

## MORNING SESSION

House Chamber, Olympia, Wash., Tuesday, January 25, 1972.

The House was called to order at 10:00 a.m. by the Speaker. The Clerk called the roll and all members were present except Representatives Bledsoe, Bottiger, McCormick and Savage who were excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by the Reverend Kenneth Bose of the Methodist Church of Washougal.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

## MESSAGES FROM THE SENATE

January 24, 1972

Mr. Speaker: The Senate has passed:

ENGROSSED SENATE BILL NO. 13,  
 ENGROSSED SENATE BILL NO. 15,  
                   SENATE BILL NO. 47,  
 ENGROSSED SENATE BILL NO. 63,  
                   SENATE BILL NO. 76,  
 ENGROSSED SENATE BILL NO. 88,  
 ENGROSSED SENATE BILL NO. 102,  
                   SENATE BILL NO. 417,

and the same are herewith transmitted.

Bill Gleason, Assistant Secretary.

## INTRODUCTION AND FIRST READING

ENGROSSED SENATE BILL NO. 13, by Senators Henry and Huntley:

AN ACT Relating to motor vehicles; amending section 7, chapter 140, Laws of 1967 as last amended by section 38, chapter 281, Laws of 1969 ex. sess. and RCW 46.12.101; amending section 46.12.030, chapter 12, Laws of 1961 as amended by section 8, chapter 32, Laws of 1967 and RCW 46.12.030; amending section 46.12.120, chapter 12, Laws of 1961 as last amended by section 2, chapter 140, Laws of 1967 and RCW 46.12.120; and adding a new section to chapter 46.12 RCW.

To Committee on Transportation.

ENGROSSED SENATE BILL NO. 15, by Senators Andersen, Keefe, Gissberg, Sandison and Elicker:

AN ACT Relating to providing free tuition at certain institutions of education to children of Washington citizens determined to be prisoners of war or missing in action in Southeast Asia; adding a new section to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.09 RCW; adding a new section to chapter 223, Laws of 1969 ex. sess. and to chapter 28B.10 RCW; and declaring an emergency.

To Committee on Higher Education.

SENATE BILL NO. 47, by Senators Francis, Metcalf and Ridder (by Joint Committee on Education request):

AN ACT To repeal obsolete provisions relating to the temporary special levy study commission heretofore directed to study programs, problems and financial needs of the common schools of the state; repealing section 1, chapter 235, Laws of 1969 ex. sess. and RCW 28A.96.010; repealing section 2, chapter 235, Laws of 1969 ex. sess. and RCW 28A.96.020; repealing section 3, chapter 235, Laws of 1969 ex. sess. and RCW 28A.96.030; repealing section 4, chapter 235, Laws of 1969 ex. sess., section 54, chapter 48, Laws of 1971 and RCW 28A.96.040; repealing section 5, chapter 235, Laws of 1969 ex. sess. and RCW 28A.96.050; repealing section 6, chapter 235, Laws of 1969 ex. sess. and RCW 28A.96.060; repealing section 7, chapter 235, Laws of 1969 ex. sess. and RCW 28A.96.070; repealing section 8, chapter 235, Laws of 1969 ex. sess. and RCW 28A.96.080; repealing section 9, chapter 235, Laws of 1969 ex. sess. and RCW 28A.96.090; repealing section 10, chapter 235, Laws of 1969 ex. sess. and RCW 28A.96.100; and repealing section 11, chapter 235, Laws of 1969 ex. sess. and RCW 28A.96.300.

ENGROSSED SENATE BILL NO. 63, by Senators Henry, Guess, Walgren, Peterson (Lowell), Talley, Huntley, Donohue, Matson and Bailey:

AN ACT Relating to motor vehicles; and amending section 46.20.100, chapter 12, Laws of 1961 as last amended by section 10, chapter 218, Laws of 1969 ex. sess. and RCW 46.20.100.

To Committee on Transportation.

SENATE BILL NO. 76, by Senators Greive, Woodall and Francis (by Legislative Council request):

AN ACT Relating to evidence; and adding a new section to chapter 4.44 RCW.

To Committee on Judiciary.

ENGROSSED SENATE BILL NO. 88, by Senators Huntley, Henry, Washington and Donohue:

AN ACT Relating to motor vehicle equipment; amending section 30, chapter 154, Laws of 1963 and RCW 46.04.552; and amending section 46.16.010, chapter 12, Laws of 1961 as last amended by section 3, chapter 27, Laws of 1969 and RCW 46.16.010; and declaring an emergency.

To Committee on Agriculture.

ENGROSSED SENATE BILL NO. 102, by Senators Jolly, Washington and Huntley:

AN ACT Relating to mosquito control districts; and amending section 36.88.090, chapter 4, Laws of 1963 and RCW 36.88.090.

To Committee on Agriculture.

SENATE BILL NO. 417, by Senator Mardesich:

AN ACT Relating to probate; amending section 11.52.016, chapter 145, Laws of 1965 and RCW 11.52.016; amending section 11.52.024, chapter 145, Laws of 1965 and RCW 11.52.014; and declaring an emergency.

To Committee on Judiciary.

#### MOTION

On motion of Mr. Morrison, the bills printed on today's agenda under fourth order of business were referred to the committees specified with the exception of Senate Bill No. 47.

#### FIRST READING

SENATE BILL NO. 47, by Senators Francis, Metcalf and Ridder (by Joint Committee on Education request):

Striking obsolete sections relating to special levy study commission from code.

#### MOTION

On motion of Mr. Morrison, the rules were suspended, Senate Bill No. 47 was advanced to second reading and placed on today's second reading calendar.

#### RESOLUTIONS

HOUSE RESOLUTION NO. 72-7, by Representatives Van Dyk, Haussler, Costanti, Berentson, Bradley, Bauer, Grant, Sawyer, Bottiger, Zimmerman, Beck, Bozarth and

Chatalas:

WHEREAS, The livestock industry is a major backbone of our state economy; and

WHEREAS, identification of each animal is a necessity to apprehend stolen and stray livestock; and

WHEREAS, The Department of Agriculture is charged with the duty of livestock identification and movement control but lacks much of the legal authority needed for complete protection;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Legislative Council is requested to study the problems of livestock identification and report to the next Regular Session of the Legislature its conclusions and recommendations.

Mr. Van Dyk moved adoption of the resolution.

Representatives Van Dyk and Grant spoke in favor of the resolution, and the resolution was adopted.

HOUSE RESOLUTION NO. 72-8, by Representatives Copeland, Bledsoe, Grant, Beck, Bozarth and Haussler:

WHEREAS, The one-hundred-day long strike of the West Coast longshoremen caused a severe hardship for the grain industry in the State of Washington, and severe damage was caused to grain which had to be left on the ground unstored because of the lack of movement through West Coast ports; and

WHEREAS, The present strike, which was resumed on January 17, 1972, is threatening both the economy of this state and the United States foreign markets; and

WHEREAS, The exportation of grains is one of the most important factors in the American foreign trade market; and

WHEREAS, The production of grain is a prime agricultural commodity of the State of Washington; and

WHEREAS, The shipment of grain from West Coast ports has a direct effect on the general economy of the United States; and

Whereas, The shipment of bulk grain is not involved in the present dispute concerning palletized shipment;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the President of the International Longshoremen's and Warehousemen's Union be commended for his announcement that he would meet with the leaders of the Pacific Northwest Grain Elevator Operators to discuss separate rate contracts for the purpose of loading grain ships on the Pacific Coast; and

BE IT FURTHER RESOLVED, That the International Longshoremen's and Warehousemen's Union and the Pacific Northwest Grain Elevator Operators be urged and encouraged to reach an immediate agreement in order that the wheat, alfalfa, and feed grains be moved through West Coast ports as soon as possible; and

BE IT FURTHER RESOLVED, That the Pacific Maritime Association be urged and encouraged to continue such negotiations as are necessary to identify proper work assignments in order to effect a quick and final resolution of the longshoremen's strike.

BE IT FURTHER RESOLVED, That the Chief Clerk of the House of Representatives transmit a copy of this Resolution to each of the parties herein named.

Mr. Copeland moved adoption of the resolution.

Representatives Copeland and Grant spoke in favor of the resolution, and the resolution was adopted.

#### MOTION

On motion of Mr. Morrison, HOUSE JOINT RESOLUTION NO. 70 was rereferred from the Committee on State Government to the Committee on Elections and Apportionment.

#### REPORTS OF STANDING COMMITTEES

January 24, 1972

HOUSE BILL NO. 17, Prime Sponsor: Representative Cunningham, extending the exemption from special fuel tax for urban passenger transportation systems, reported by Committee on Transportation.

MAJORITY recommendation: Do pass. Signed by Representatives Berentson, Chairman, Spanton, Vice Chairman, Wanamaker, Vice Chairman, Adams, Amen, Anderson, Bauer, Beck, Blair, Bozarth, Bradley, Charnley, Conner, Conway, Cunningham, Douthwaite, Garrett, Gilleland, Gladder, Hansey, Hubbard, Jastad, Johnson, Jones, Kraabel, Martinis, McCormick, Perry, Rabel, Schumaker, Williams.

To Committee on Rules and Administration for second reading.

January 24, 1972

HOUSE BILL NO. 171, Prime Sponsor: Representative Wolf, repealing certain statutes relating to the valuations of trust lands sold for park purposes, reported by Committee on Natural Resources and Ecology.

MAJORITY recommendation: Do pass. Signed by Representatives Zimmerman, Chairman, Newhouse, Vice Chairman, Beck, Berentson, Bradley, Charnley, Conner, Flanagan, Gallagher, Gilleland, Hansey, Kilbury, Kraabel, Luders, Martinis, Schumaker, Smith, Spanton, Wanamaker.

To Committee on Rules and Administration for second reading.

January 24, 1972

HOUSE BILL NO. 259, Prime Sponsor: Representative Gallagher, permitting investment of state permanent funds to be in federally insured loans outstanding in the state of Washington, reported by Committee on Higher Education.

MAJORITY recommendation: Do pass with the following amendments:

On page 4, section 1, line 17 after "mutual savings banks" insert "or any federally approved agency or lending institution under the National Housing Act or FHA approved lender"

On page 4, section 1, line 19 after "banks" insert "approved lender"

On page 4, section 1, line 27 after "mutual savings banks" insert "approved lender"

Signed by Representatives Benitz, Chairman, Rabel, Vice Chairman, Anderson, Bluechel, Bottiger, Douthwaite, Garrett, Gladder, Goldsworthy, King, Knowles, Shipoch.

To Committee on Rules and Administration for second reading.

January 24, 1972

HOUSE BILL NO. 266, Prime Sponsor: Representative Gallagher, allowing savings and loan associations to make guaranteed student loans, reported by Committee on Higher Education.

MAJORITY recommendation: Do pass. Signed by Representatives Benitz, Chairman, Rabel, Vice Chairman, Anderson, Bluechel, Bottiger, Douthwaite, Garrett, Goldsworthy, King, Knowles, Maxie, Shera, Shipoch.

To Committee on Rules and Administration for second reading.

January 24, 1972

HOUSE BILL NO. 268, Prime Sponsor: Representative Barden, permitting the Washington state public employee retirement system to invest in student loans, reported by Committee on Higher Education.

MAJORITY recommendation: Do pass. Signed by Representatives Benitz, Chairman, Rabel, Vice Chairman, Anderson, Bluechel, Bottiger, Douthwaite, Garrett, Gladder, Goldsworthy, King, Knowles, Shera, Shipoch.

To Committee on Rules and Administration for second reading.

January 24, 1972

HOUSE BILL NO. 291, Prime Sponsor: Representative Wanamaker, providing financial support for the Puget Sound ferry system, reported by Committee on Transportation.

MAJORITY recommendation: Do pass. Signed by Representatives Berentson, Chairman, Spanton, Vice Chairman, Wanamaker, Vice Chairman, Adams, Anderson, Bauer, Beck, Bozarth, Bradley, Charnley, Conner, Conway, Cunningham, Douthwaite, Garrett, Gilleland, Hansey, Hubbard, Johnson, Jones, Kraabel, Martinis, McCormick, Perry, Rabel, Williams.

To Committee on Rules and Administration for second reading.

January 24, 1972

HOUSE BILL NO. 527, Prime Sponsor: Representative Zimmerman, clarifying and directing collection and use of funds in fire protection projects, reported by Committee on Natural Resources and Ecology.

MAJORITY recommendation: Do pass. Signed by Representatives Zimmerman, Chairman, Newhouse, Vice Chairman, Anderson, Beck, Berentson, Bradley, Charnley, Conner, Cunningham, Gallagher, Gilleland, Hansey, Kilbury, Kraabel, Luders, Martinis, McCormick, Spanton, Thompson, Van Dyk, Wanamaker.

To Committee on Rules and Administration for second reading.

January 24, 1972

SENATE JOINT MEMORIAL NO. 2, Prime Sponsor: Senator Lewis, requesting Federal Environmental Protection Agency to encourage its cooperation with the Department of Ecology and other state agencies, reported by Committee on Natural Resources and Ecology.

MAJORITY recommendation: Do pass. Signed by Representatives Zimmerman, Chairman, Anderson, Beck, Berentson, Bradley, Charnley, Conner, Cunningham, Gallagher, Gilleland, Hansey, Kilbury, Kraabel, Luders, Martinis, McCormick, Schumaker, Smith, Spanton, Thompson, Van Dyk, Wanamaker.

To Committee on Rules and Administration for second reading.

The Speaker declared the House to be at ease.  
The Speaker called the House to order.

#### ANNOUNCEMENT BY THE SPEAKER PRO TEM

Mr. Copeland: "I would like to make an announcement to the House regarding the weather conditions in Olympia. I called the Chief of the Washington State Patrol. He indicated that Olympia's temperature is 24 degrees, and there are eighteen inches of snow on the ground at the airport. Chains are required from Bellingham to Longview, and all schools in the affected area have been closed. The forecast is for temperatures of 15 degrees tonight, with winds up to 30 miles an hour and severe drifting in all areas. Driving conditions will be very hazardous, and they are forecasting an additional eight to ten inches of snow tonight. In view of that, it looks like an absolute necessity to try to accommodate as many people as possible and try to keep traffic off the road. We will of necessity cancel the hearing on the proposal by the Committee for New Tax Policy that was scheduled for 1:00 p.m. tomorrow. This

will be rescheduled at a later time when we know more about the weather."

## SECOND READING

HOUSE BILL NO. 139, by Representatives Flanagan, Wolf, Bottiger, Julin, Moon, Williams, Newhouse, Haussler, Sawyer, Perry, McDermott, Amen, Bledsoe, Bozarth, Conway, Curtis, Eikenberry, Gallagher, Hoggins, Litchman, Schumaker, Wojahn and Zimmerman (by Property Tax Committee request):

Providing for notification to property owners of changes in assessed valuation.

## MOTION

On motion of Mr. Morrison, the House deferred consideration of House Bill No. 139 and the bill was ordered placed on tomorrow's second reading calendar.

SENATE BILL NO. 47, by Senators Francis, Metcalf and Ridder (by Joint Committee on Education request):

Striking obsolete sections relating to special levy study commission from code.

The bill was read the second time.

On motion of Mr. Morrison, the rules were suspended, the second reading considered the third, and Senate Bill No. 47 was placed on final passage.

Mr. Hoggins spoke in favor of passage of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 47 and the bill passed the House by the following vote: Yeas, 93; nays, 0; not voting, 6.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bluechel, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Douthwaite, Eikenberry, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Bledsoe, Bottiger, Curtis, Farr, McCormick, Savage.

Senate Bill No. 47, 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

HOUSE BILL NO. 57, by Representatives Hoggins and Charette (by Joint Committee on Education request):

Providing for the distribution of funds for educational opportunities of secondary school pupils residing in nonhigh school districts.

The bill was read the third time and placed on final passage.

Mr. Hoggins spoke in favor of passage of the bill.

POINT OF INQUIRY

Mr. Hoggins yielded to question by Mr. Zimmerman.

Mr. Zimmerman: "In terms of the negative impact of \$276,974, does this impact mean that those nonhigh districts would have to make up that figure through special levies in the next few years?"

Mr. Hoggins: "Hopefully they won't, but it may be possible. If this legislature passes tax reform and we go to full state funding, then this would not have that kind of impact. But it is true that the nonhigh school districts are not levying their full millage--even the full seven mills or six mills--so they would be required to levy their full millage. Then in some cases, if there is not sufficient money, they would have to look at the question of special levies."

Mr. Zimmerman: "Could you give me a figure on how many nonhigh districts will be affected in the state?"

Mr. Hoggins: "No, I can't, but I can say it affects all nonhigh school districts."

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 57 and the bill passed the House by the following vote: Yeas, 83; nays, 11; not voting, 5.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bluechel, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Goldsworthy, Grant, Hansey, Hatfield, Hoggins, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McDermott, Mentor, Merrill, Moon, Morrison, North, O'Brien, Pardini, Paris,

Perry, Polk, Rabel, Randall, Rosellini, Ross, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Mr. Speaker.

Voting nay: Representatives Amen, Conner, Conway, Gladder, Haussler, Hubbard, Richardson, Sawyer, Schumaker, Wolf, Zimmerman.

Not voting: Representatives Bledsoe, Bottiger, McCormick, Newhouse, Savage.

House Bill No. 57, 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.

HOUSE BILL NO. 80, by Representatives Charette and Julin (by Statute Law Committee request):

Correcting erroneous amendment to RCW 15.63.240.

The bill was read the third time and placed on final passage.

Mr. Charette spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 80 and the bill passed the House by the following vote: Yeas, 95; nays 0; not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bluechel, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Bledsoe, Bottiger, McCormick, Savage.

House Bill No. 80, 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.

HOUSE BILL NO. 81, by Representatives Charette and Julin (by Statute Law Committee request):

Correcting double amendments to RCW 18.64.080.

The bill was read the third time and placed on final passage.

Mr. Charette spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 81 and the bill passed the House by the following vote: Yeas, 91; nays, 4; not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bluechel, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Marsh, Martinis, Marzano, Maxie, May, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Sawyer, Schumaker, Shinoch, Smith, Smythe, Spanton, Thompson, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Conway, Lysen, Spera, Van Dyk.

Not voting: Representatives Bledsoe, Bottiger, McCormick, Savage.

House Bill No. 81, 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.

HOUSE BILL NO. 82, by Representatives Charette and Julin (by Statute Law Committee request):

Correcting double amendments to RCW 28A.13.020, 28A.27.081 and 28A.58.100.

The bill was read the third time and placed on final passage.

Mr. Charette spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 82 and the bill passed the House by the following vote: Yeas, 94; nays, 1; not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bluechel, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry,

Polk, Rabel, Randall, Richardson, Rosellini, Ross, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representative Van Dyk.

Vot voting: Representatives Bledsoe, Bottiger, McCormick, Savage.

House Bill No. 82, 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.

HOUSE BILL NO. 83, by Representatives Charette and Julin (by Statute Law Committee request):

Correcting multiple amendments to RCW 41.06.070.

The bill was read the third time and placed on final passage.

Mr. Charette spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 83 and the bill passed the House by the following vote: Yeas, 93; nays, 1; not voting, 5.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bluechel, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnl, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representative Van Dyk.

Not voting: Representatives Bledsoe, Bottiger, Cunningham, McCormick, Savage.

House Bill No. 83, 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.

HOUSE BILL NO. 84, by Representatives Charette and Julin (by Statute Law Committee request):

Correcting double amendment to RCW 43.08.020.

The bill was read the third time and placed on final passage.

Mr. Charette spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 84 and the bill passed the House by the following vote: Yeas, 95; nays, 0; not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bluechel, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Bledsoe, Bottiger, McCormick, Savage.

House Bill No. 84, 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.

HOUSE BILL NO. 85, by Representatives Charette and Julin (by Statute Law Committee request):

Correcting inadvertent amendment to RCW 22.02.100.

The bill was read the third time and placed on final passage.

Mr. Charette spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 85 and the bill passed the House by the following vote: Yeas, 95; nays, 0; not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bluechel, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McDermott, Mentor, Merrill, Moon,

Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Bledsoe, Bottiger, McCormick, Savage.

House Bill No. 85, 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.

HOUSE BILL NO. 86, by Representatives Charette and Julin (by Statute Law Committee request):

Correcting double amendments to RCW 82.44.150.

The bill was read the third time and placed on final passage.

Mr. Charette spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 86 and the bill passed the House by the following vote: Yeas, 93; nays, 1; not voting, 5.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bluechel, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Randall, Richardson, Rosellini, Ross, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representative Van Dyk.

Not voting: Representatives Bledsoe, Bottiger, McCormick, Rabel, Savage.

House Bill No. 86, 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.

HOUSE BILL NO. 87, by Representatives Charette and Julin (by Statute Law Committee request):

Correcting double amendments to RCW 84.36.030.

The bill was read the third time and placed on final passage.

Mr. Charette spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 87 and the bill passed the House by the following vote: Yeas, 94; nays, 0; not voting, 5.

Voting yeas: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bluechel, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Randall, Richardson, Rosellini, Ross, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Bledsoe, Bottiger, McCormick, Rabel, Savage.

House Bill No. 87, 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.

HOUSE CONCURRENT RESOLUTION NO. 7, by Representatives Brown, Wolf and Johnson (by Joint Committee on Education request):

Providing program relating to insuring of school districts.

The resolution was read the third time and placed on final passage.

Mr. Brown spoke in favor of House Concurrent Resolution No. 7.

House Concurrent Resolution No. 7 was adopted.

HOUSE BILL NO. 11, by Representatives Cunningham and Kilbury:

Requiring school bus to stop at railroad crossing, whether loaded or unloaded.

The bill was read the third time and placed on final passage.

Mr. Cunningham spoke in favor of passage of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 11 and the bill passed the House by the following vote: Yeas, 90; nays, 4; not voting, 5.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bluechel, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Randall, Richardson, Rosellini, Ross, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Grant, Kuehne, Pardini, Rabel.

Not voting: Representatives Bledsoe, Bottiger, Hatfield, McCormick, Savage.

House Bill No. 11, 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.

HOUSE BILL NO. 34, by Representatives Kopet, Backstrom and Goldsworthy (by Legislative Budget Committee request):

Updating state land reclamation procedures.

Mr. Kopet spoke in favor of passage of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 34 and the bill passed the House by the following vote: Yeas, 93; nays, 1; not voting, 5.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bluechel, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Sawyer, Schumaker, Shera, Shinpoch, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representative Smith.

Not voting: Representatives Bledsoe, Bottiger, Hatfield, McCormick, Savage.

House Bill No. 34, 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.

HOUSE BILL NO. 35, by Representatives Kopet, Backstrom and Goldsworthy (by Legislative Budget Committee request):

Abolishing the land settlement act.

The bill was read the third time and placed on final passage.

Mr. Kopet spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 35 and the bill passed the House by the following vote: Yeas, 95; nays, 0; not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bluechel, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Bledsoe, Bottiger, McCormick, Savage.

House Bill No. 35, 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.

HOUSE BILL NO. 36, by Representatives Marsh, Kopet and Shinpoch (by Legislative Budget Committee request):

Authorizing advance payments for services.

The bill was read the third time and placed on final passage.

Mr. Marsh spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 36 and the bill passed the House by the following vote: Yeas, 94; nays, 0; not voting, 5.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bluechel, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Bledsoe, Bottiger, Hatfield, McCormick, Savage.

House Bill No. 36, 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.

ENGROSSED HOUSE BILL NO. 67, by Representatives Newhouse, Zimmerman, North, Cunningham and Wolf (by Legislative Council request):

Providing for access to public recreation lands.

The bill was read the third time and placed on final passage.

Representatives Newhouse and Beck spoke in favor of passage of the bill.

POINT OF INQUIRY

Mr. Newhouse yielded to question by Mr. Gladder.

Mr. Gladder: "Isn't it entirely possible that this eminent domain provision might be utilized a great deal more since enactment of the so-called 'Shorelines Protection Act'--House Bill No. 584?"

Mr. Newhouse: "I would say 'no.' In this case, this is strictly for access--not even condemning property for recreational purposes--but to condemn for the right of access to presently-owned public lands for primitive recreation use."

Representatives Charette, Ross and Anderson spoke against passage of Engrossed House Bill No. 67, and Representative Julin spoke in favor of it.

## POINT OF INQUIRY

Mr. Newhouse yielded to question by Mr. Douthwaite.

Mr. Douthwaite: "This may not be a very valid question, but it is one I've got on my mind, and I think it is a fair question. Suppose the watersheds were open, and we drive in there and somebody has an accident with his automobile and spills a good deal of gasoline on the watershed supply for the local city. Is this a possibility which would render this a rather dangerous act?"

Mr. Newhouse: "In a not entirely humorous answer, Mr. Douthwaite, I think maybe a bear or a deer might have an accident up in the watershed too. Really, this is rather farfetched. There is absolutely no intent that I know of for access through any watersheds concerned, and there would be no intent to use property used as a watershed for recreational purposes. This is the only purpose designed. I think there could be a little red herring drug around here."

Representatives Thompson and Charnley spoke in favor of passage of the bill, and Representative Sawyer spoke against it.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 67 and the bill failed to pass the House by the following vote: Yeas, 49; nays, 45; not voting, 5.

Voting yea: Representatives Backstrom, Barden, Beck, Benitz, Berentson, Blair, Bluechel, Bradley, Brown, Charnley, Chatalas, Conner, Copeland, Costanti, Cunningham, Farr, Flanagan, Garrett, Gilleland, Grant, Hansey, Hatfield, Hurley, Johnson, Jones, Julin, Kilbury, King, Kirk, Kiskaddon, Luders, Lysen, Marsh, Mentor, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Randall, Schumaker, Shinpoch, Smythe, Thompson, Van Dyk, Wanamaker, Wolf, Zimmerman.

Voting nay: Representatives Adams, Amen, Anderson, Bagnariol, Bauer, Bozarth, Brouillet, Ceccarelli, Charette, Conway, Curtis, Douthwaite, Eikenberry, Gallagher, Gladder, Goldsworthy, Haussler, Hoggins, Hubbard, Jastad, Juelling, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Marzano, Maxie, May, McDermott, Merrill, Moon, Perry, Polk, Rabel, Richardson, Rosellini, Ross, Sawyer, Shera, Smith, Spanton, Williams, Wojahn, Mr. Speaker.

Not voting: Representatives Bledsoe, Bottiger, Martinis, McCormick, Savage.

Engrossed House Bill No. 67, having failed to receive the constitutional majority, was declared lost.

## NOTICE OF RECONSIDERATION

Mr. Moon served notice that, having voted on the prevailing side, he would on the next working day move for

reconsideration of the vote by which Engrossed House Bill No. 67 failed to pass the House.

ENGROSSED HOUSE BILL NO. 78, by Representatives Conner, Schumaker and Eikenberry:

Exempting law enforcement officers from the waiting period when purchasing firearms.

The bill was read the third time and placed on final passage.

Mr. Schumaker spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 78 and the bill passed the House by the following vote: Yeas, 94; nays, 1; not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bluechel, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representative Ross.

Not voting: Representatives Bledsoe, Bottiger, McCormick, Savage.

Engrossed House Bill No. 78, 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.

HOUSE BILL NO. 90, by Representatives Brouillet, Hoggins and Haussler (by Superintendent of Public Instruction request):

Establishing minimum number of days for kindergarten years.

The bill was read the third time and placed on final passage.

Mr. Brouillet spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 90 and the bill passed the House by the following vote: Yeas, 83; nays, 10; not voting, 6.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Bluechel, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Farr, Flanagan, Gallagher, Garrett, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Randall, Rosellini, Ross, Sawyer, Shera, Shinpoch, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Eikenberry, Gilleland, Gladder, Jones, Kuehnle, Polk, Richardson, Schumaker, Smith, Spanton.

Not voting: Representatives Blair, Bledsoe, Bottiger, McCormick, Rabel, Savage.

House Bill No. 90, 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.

HOUSE BILL NO. 93, by Representatives Pardini, Bottiger and Barden (by Department of Social and Health Services request):

Amending the uniform reciprocal enforcement of support act.

The bill was read the third time and placed on final passage.

Mr. Pardini spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 93 and the bill passed the House by the following vote: Yeas, 95; nays, 0; not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bluechel, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Bledsoe, Bottiger, McCormick, Savage.

House Bill No. 93, 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.

ENGROSSED HOUSE BILL NO. 155, by Representatives Spanton, McCormick and Gilleland (by Department of Highways request):

Including land contracts in the term "mortgage."

The bill was read the third time and placed on final passage.

Mr. Spanton spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 155 and the bill passed the House by the following vote: Yeas, 94; nays, 0; not voting, 5.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bluechel, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner-Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Bledsoe, Bottiger, Jastad, McCormick, Savage.

Engrossed House Bill No. 155, 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.

ENGROSSED HOUSE BILL NO. 191, by Representatives Kuehnle, Knowles, Hoggins, Gilleland and Jones:

Permitting school districts to engage agents or liensed real estate brokers to negotiate sale of district real property.

The bill was read the third time and placed on final passage.

Representatives Kuehnle and Knowles spoke in favor of passage of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 191 and the bill passed the House by the following vote: Yeas, 91; nays, 4; not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bluechel, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McDermott, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Sawyer, Schumaker, SHERA, Shinpoch, Smith, Smythe, Spanton, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Grant, Mentor, Ross, Thompson.

Not voting: Representatives Bledsoe, Bottiger, McCormick, Savage.

Engrossed House Bill No. 191, 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.

ENGROSSED HOUSE BILL NO. 257, by Representatives Zimmerman, Charette, Wolf, Cunningham, Kilbury, King, Conner, Douthwaite, Litchman, Kiskaddon, Thompson and Randall (by Department of Ecology request):

Providing for the financing and construction of pollution control facilities.

The bill was read the third time and placed on final passage.

Mr. Zimmerman spoke in favor of passage of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 257 and the bill passed the House by the following vote: Yeas, 93; nays, 2; not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bluechel, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel,

Randall, Richardson, Rosellini, Ross, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Grant, Kuehnle.

Not voting: Representatives Bledsoe, Bottiger, McCormick, Savage.

Engrossed House Bill No. 257, 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 Mr. Morrison, the House adjourned until 11:00 a.m., Wednesday, January 26, 1972.

THOMAS A. SWAYZE, Jr., Speaker.

MALCOLM McBEATH, Chief Clerk

## SEVENTEENTH DAY

## MORNING SESSION

House Chamber, Olympia, Wash., Wednesday, January 26, 1972.

The House was called to order at 11:00 a.m. by the Speaker. The Clerk called the roll and all members were present except Representative Bledsoe who was excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by Reverend George M. Mitchell of the First Christian Church of Olympia.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

## MESSAGES FROM THE SENATE

January 25, 1972

Mr. Speaker: The Senate has passed:  
                                   SENATE BILL NO. 6,  
                   ENGROSSED SENATE BILL NO. 25,  
                   ENGROSSED SENATE BILL NO. 42,  
                   ENGROSSED SENATE BILL NO. 45,  
                   ENGROSSED SENATE BILL NO. 50,  
                                   SENATE BILL NO. 53,  
                                   SENATE BILL NO. 68,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

January 25, 1972

Mr. Speaker: The Senate has adopted:  
                   SENATE CONCURRENT RESOLUTION NO. 9,  
 and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

January 25, 1972

Mr. Speaker: The Senate has adopted:  
                   HOUSE CONCURRENT RESOLUTION NO. 19,  
 and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

January 20, 1972

Mr. Speaker: The Senate has passed ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 5 with the following amendments:

On page 1, line 6 after "Rule" and before "adopted" strike "35" and insert "((35)) 27"

On page 1, line 7 after "of" strike "the time for prefiling measures in and for" and insert "((the time for prefiling measures in and for))"

On page 1, line 11 after "disagreement" and before "shall" insert "including new proposed items within the"

scope and object of the title of the bill in conference"

On page 1, line 16 after "disagreement" and before "in" insert "or new items approved by one house"

On page 1, line 21 after "have" and before "hours" strike "twenty-four" and insert "thirty-six"

On page 1, line 22 after "receipt" and before "to" insert "in the house originating the conference request"

On page 1, line 23 after "the" and before "hour" strike "twenty-four" and insert "thirty-six"

On page 1, line 24 after "elapsed" and before the period insert "except that with respect to budget and appropriations and revenue and tax measures, the required interval shall be twenty-four hours: PROVIDED FURTHER, That irrespective of any other rule herein or any rule of either the senate or the house of representatives, the foregoing provisions relating to thirty-six and twenty-four hour intervals will not be suspended unless the legislature shall otherwise direct by a two-thirds vote of all the members elected to each house. Simultaneously with receipt of the report a copy of said report shall be placed upon the desk of each member of the legislature"

On page 2, beginning on line 15, strike all of Rule 35.

Renumber Rule 36 to read "Rule 35."

On page 2, line 27 after "public" and before the period insert "in accordance with the rules of each house"

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

#### MOTION

Mr. Morrison moved that the House concur in the Senate amendments to Engrossed House Concurrent Resolution No. 5.

Mr. Morrison spoke in favor of the motion.

#### POINT OF INQUIRY

Mr. Morrison yielded to question by Mr. Amen.

Mr. Amen: "Would the amendment on page one, line 11 mean that anything could be considered and put back into the bill?"

Mr. Morrison: "We are not really sure what the Senate had in mind when they added the new language. They talked about not just the items of disagreement, but including 'new proposed items within the scope and object of the title of the bill in conference,' which would sound like it was open all the way again. However, our eagerness to adopt the open committee meetings rule leads us to believe that we will go ahead and accept this at this time, and perhaps start over again in our efforts to modify the powers of free conference. We are going to ask for an official interpretation of what they really meant on this. We think it perhaps has closed the free conference door just a little bit."

The motion by Mr. Morrison was carried.

FINAL PASSAGE OF HOUSE CONCURRENT RESOLUTION  
AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed House Concurrent Resolution No. 5 as amended by the Senate.

Engrossed House Concurrent Resolution No. 5 as amended by the Senate was adopted.

INTRODUCTION AND FIRST READING

SENATE BILL NO. 6, by Senator Gissberg:

AN ACT Relating to fire protection districts; amending section 39, chapter 34, Laws of 1939 as last amended by section 2, chapter 221, Laws of 1959 and RCW 52.16.070.

To Committee on Local Government.

ENGROSSED SENATE BILL NO. 25, by Senators Walgren, Andersen and Odegaard:

AN ACT Relating to furloughs for prisoners; amending section 3, chapter 58, Laws of 1971 ex. sess. and RCW 72.66.020; and declaring an emergency.

To Committee on Social and Health Services.

ENGROSSED SENATE BILL NO. 42, by Senators Washington, Knoblauch and Huntley (by Superintendent of Public Instruction, Insurance Commissioner and Fire Marshall request):

AN ACT Relating to education; establishing a fire prevention and safety code for the common schools; and adding a new section to chapter 79, Laws of 1947 and to chapter 48.48 RCW.

To Committee on Education and Libraries.

ENGROSSED SENATE BILL NO. 45, by Senators Ridder, Peterson (Ted) and Odegaard (by Joint Committee on Education request):

AN ACT Relating to the apportionment of state funds to common school districts; amending section 15, chapter 15, Laws of 1970 ex. sess. and RCW 28A.48.010; and declaring an emergency and making an effective date.

ENGROSSED SENATE BILL NO. 50, by Senators Donohue and Huntley:

AN ACT Relating to embalming; amending section 4, chapter 108, Laws of 1937 as last amended by section 24, chapter 292, Laws of 1971 ex. sess. and RCW 18.39.040; and declaring an emergency.

To Committee on Business and Professions.

SENATE BILL NO. 53, by Senator Holman (by Judicial Council request):

AN ACT Relating to attorneys' fees in divorce cases; and amending section 9, chapter 215, Laws of 1949 as amended by section 70, chapter 81, Laws of 1971 and RCW 26.08.090.

To Committee on Judiciary.

SENATE BILL NO. 68, by Senators Holman, Gardner and Francis (by Department of Social and Health Services request):

AN ACT Relating to acknowledgments and oaths; and adding a new section to chapter 64.08 RCW.

To Committee on Judiciary.

SENATE CONCURRENT RESOLUTION NO. 9, by Senators Wilson, Greive and Andersen:

Directing the development of printing style for free conference reports.

To Committee on Rules and Administration.

MOTION

On motion of Mr. Morrison, the bills printed on today's agenda under fourth order of business were referred to the Committees specified with the exception of Engrossed Senate Bill No. 45.

FIRST READING

ENGROSSED SENATE BILL NO. 45, by Senators Ridder, Peterson (Ted) and Odegaard (by Joint Committee on Education request):

Changing law relating to apportionment of state funds to school districts.

MOTION

On motion of Mr. Morrison, the rules were suspended, Engrossed Senate Bill No. 45 was advanced to second reading and placed on today's second reading calendar ahead of House Bill No. 58.

## RESOLUTIONS

HOUSE RESOLUTION NO. 72-9 by Representatives Charette, Haussler, Morrison and Anderson:

WHEREAS, The counties of this state acquire land at tax foreclosure sales when there are no other bidders; and

WHEREAS, Such tax title land is disposed of by county commissioners pursuant to statutory requirements; and

WHEREAS, Existing statutory requirements circumscribe the exercise of discretion by such commissioners; and

WHEREAS, The power of county commissioners with respect to tax title land should encompass authority for both the effective management and disposition of such land;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Legislative Council is authorized and requested to undertake a study of the disposition of tax title land and make recommendations concerning the possibility of authorizing county commissioners to exercise greater control over the disposition of tax title land.

BE IT FURTHER RESOLVED, That the results of the study and the recommendations be presented to the next Regular Session of the Legislature for its consideration.

On motion of Mr. Charette, House Resolution No. 72-9 was adopted.

HOUSE RESOLUTION NO. 72-10 by Representatives Ross and Blair:

WHEREAS, Inclement weather conditions are currently prevalent throughout the area of Western Washington; and

WHEREAS, Such conditions can cause great inconvenience and discomfort for those individual employees of the House of Representatives who have previously been admonished not to wear pants and pant suits to work; and

WHEREAS, It is in the interest of the health and welfare of the employees of the House of Representatives to have the issue of wearing pants and pant suits during working hours dealt with flexibly;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That those employees, who have previously been instructed not to wear pants or pant suits during working hours, be allowed to wear pants and pant suits during any period of inclement weather conditions.

Mr. Ross moved adoption of House Resolution No. 72-10 and spoke in favor of its adoption.

## MOTION

Mr. Kilbury moved to strike the last seven words of the resolution.

The Speaker: "Would you please submit your floor amendment to the resolution in writing, Mr. Kilbury?"

Mr. Kilbury: "I will do so if you will allow me a moment."

The Speaker declared the House to be at ease.  
The Speaker called the House to order.

MOTION

Mr. Newhouse moved that House Resolution No. 72-10 by referred to the Committee on Rules and Administration.

Mr. Newhouse spoke in favor of the motion, and Mr. Chatalas spoke against it.

ANNOUNCEMENT BY THE SPEAKER

The Speaker: "This matter was taken care of administratively yesterday, Mr. Chatalas, and pant suits are allowed during the period of snow."

The motion by Mr. Newhouse was carried, and House Resolution No. 72-10 was referred to the Committee on Rules and Administration.

MOTION FOR RECONSIDERATION

Mr. Moon, having given notice on the preceding day, moved that the House do now reconsider the vote by which ENGROSSED HOUSE BILL NO. 67 failed to pass the House.

The motion was carried.

RECONSIDERATION

The Speaker stated the question before the House to be final passage of Engrossed House Bill No. 67.

MOTION

Mr. Moon moved that the rules be suspended and Engrossed House Bill No. 67 be returned to second reading for the purpose of amendment.

Mr. Newhouse spoke against the motion, and Mr. Sawyer spoke in favor of it.

The motion by Mr. Moon was lost on a rising vote.

MOTION

Mr. Sawyer moved that Engrossed House Bill No. 67 be rereferred to the Committee on Natural Resources and Ecology.

The motion was lost on a rising vote.

The Speaker stated the question before the House to be final passage of Engrossed House Bill No. 67.

Representatives Newhouse and Thompson spoke in favor of passage of the bill, and Representatives Wojahn, Litchman and Anderson spoke against it.

## MOTION

Mr. Beck moved that the House defer further consideration of Engrossed House Bill No. 67, and the bill be placed on tomorrow's third reading calendar.

Mr. Beck spoke in favor of the motion, and Mr. Bradley spoke against it.

The motion by Mr. Beck was lost.

The Speaker stated the question before the House to be final passage of Engrossed House Bill No. 67.

## ROLL CALL

The Clerk called the roll on the reconsideration of final passage of Engrossed House Bill No. 67, and the bill failed to pass by the following vote: Yeas, 47; nays, 50; not voting: 2.

Voting yea: Representatives Backstrom, Barden, Beck, Benitz, Berentson, Bluechel, Bradley, Brown, Charnley, Chatalas, Costanti, Cunningham, Flanagan, Gilleland, Grant, Hatfield, Hoggins, Hurley, Johnson, Jones, Julin, Kilbury, King, Kiskaddon, Luders, Lysen, Marsh, Martinis, McDermott, Mentor, Moon, Morrison, Newhouse, North, Pardini, Paris, Randall, Schumaker, Shera, Shinpoch, Smith, Smythe, Thompson, Van Dyk, Wanamaker, Wolf, Zimmerman.

Voting nay: Representatives Adams, Amen, Anderson, Bagnariol, Bauer, Blair, Bottiger, Bozarth, Brouillet, Ceccarelli, Charette, Conner, Conway, Copeland, Curtis, Douthwaite, Eikenberry, Farr, Gallagher, Garrett, Gladder, Goldsworthy, Hansey, Haussler, Hubbard, Jastad, Juelling, Kirk, Knowles, Kopet, Kraabel, Kuehne, Litchman, Marzano, Maxie, McCormick, Merrill, O'Brien, Perry, Polk, Rabel, Richardson, Rosellini, Ross, Savage, Sawyer, Spanton, Williams, Wojahn, Mr. Speaker.

Not voting: Representatives Bledsoe, May.

Engrossed House Bill No. 67, having failed to receive the constitutional majority, was declared lost.

## REPORTS OF STANDING COMMITTEES

January 25, 1972

HOUSE BILL NO. 5, Prime Sponsor: Representative Smythe, allowing certain police officers of cities and towns to transfer to the county sheriff's office, reported by Committee on Local Government.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 1, line 12 strike "and"

On page 1, section 1, line 13 after "town," insert "and (3) meets the minimum standards and qualifications of the county sheriff's office,"

On page 1, section 2, line 23 after "made" strike the balance of the line and insert ". The employee so

transferring will (1) be on probation for the same period as are new employees of the sheriff's office, (2) be eligible for promotion after completion of the probationary period as completed, (3) receive a salary at least equal to that of other new employees of the sheriff's office, and (4) in all other matters, such as retirement, vacation, etc.,"

On page 2, section 2, line 4 after "office." insert "The sheriff may appoint the transferring employee to whatever duties he feels are in the best interest of the department and the individual."

Signed by Representatives Smythe, Chairman, Barden, Vice Chairman, Adams, Bauer, Blair, Bozarth, Bradley, Brown, Douthwaite, Gilleland, Haussler, Jones, Kopet, Kuehnle, Lysen, Maxie, Mentor, Merrill, North, Smith, Thompson.

To Committee on Rules and Administration for second reading.

January 25, 1972

HOUSE BILL NO. 9, Prime Sponsor: Representative Bottiger, providing wife may become manager of community property when husband missing in action or prisoner of war, reported by Committee on Judiciary.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, beginning on line 4, strike everything after the enacting clause and insert the following:

NEW SECTION. Section 1. There is added to chapter 26.16 RCW a new section to read as follows:

Absentee for the purposes of this 1972 act shall mean any person who is a citizen of the United States and upon authority of any agency of the federal government is presumed missing in action or held as a prisoner of war outside the continental limits of the United States or any of its territories.

NEW SECTION. Sec. 2. There is added to chapter 26.16 RCW a new section to read as follows:

Notwithstanding any other provision of this chapter, every superior court in this state has jurisdiction to appoint the spouse of an absentee as defined in section 1 of this 1972 act as the manager of the community property included in the estate of such absentee upon a showing that:

(1) The absentee has an interest in any form of property in this state, or is a legal resident of this state, or his spouse is a legal resident of this state, and the absentee has not provided an adequate power of attorney authorizing the spouse to act in his behalf with regard to such property or interest or the term of any such power of attorney has expired; and

(2) A necessity exists for providing care for the community property included in the estate of the absentee or care for or decisions concerning his spouse and children.

NEW SECTION Sec. 3. There is added to chapter 26.16 RCW a new section to read as follows:

(1) The jurisdiction of the court for the purposes of section 2 of this 1972 act shall be invoked by the filing of a petition by the spouse of the absentee. She may make such application without the assistance of an attorney.

(2) The petition shall be sworn to by the petitioner and shall state:

(a) The names, addresses, and age of the petitioning spouse, the children, mother, father, brothers, and sisters, or if none of these are living, the next of kin, of the absentee; and

(b) The name, address, and age of any other person who would have an interest in the property or the estate of the absentee if he were deceased.

(c) The exact circumstances which cause the person missing to be an absentee under section 1 of this 1972 act, including the date he was first known missing or interned.

(d) The necessity for appointing the spouse as manager of the community property;

(e) Whether or not the person alleged to be an absentee has a will or community property agreement and the whereabouts of said will or community property agreement;

(f) A statement of all community property constituting an asset of the alleged absentee's estate or in which he has any interest and the approximate value of same and a statement of whether the absentee's estate contains any separate property.

(3) A copy of any will or community property agreement of the alleged absentee shall be attached to the petition, or the petition shall state the reason for its absence.

NEW SECTION. Sec. 4. There is added to chapter 26.16 RCW a new section to read as follows:

(1) Notice of the hearing on the petition authorized under section 3 of this 1972 act shall be given to all persons named in the petition by registered mail or certified mail with return receipt requested.

(2) The judge shall hear evidence on the question of whether the person alleged to be missing or interned, is an absentee as defined in section 1 of this 1972 act and on the question of whether the spouse should be made manager of the community property. Any person interested in such proceedings may intervene with leave of the court.

If after the hearing the court is satisfied that the person alleged to be an absentee is such an absentee, and that circumstances warrant the appointment of the spouse as manager of the community property, he shall so appoint him as such to take charge of the property under the supervision and subject to the further orders of the court. The spouse, before assuming his responsibilities, shall take an oath, to be filed with the court, that he shall faithfully execute his duties and render true accounts to the court of his management as the court shall direct.

NEW SECTION. Sec. 5. The spouse appointed as manager of the community property shall have all the rights, powers and duties which either spouse acting separately, or both spouses acting jointly, have with respect to community property; and, with respect to

community real property, the spouse appointed as manager of the community property shall have the powers of a guardian under chapter 11.92 RCW, including the power to sell, lease or mortgage community real property: PROVIDED, HOWEVER, That the exercise by the appointed spouse of any power which he would not have but for his appointment under section 4 of this 1972 act shall be subject to the following limitations:

(1) The spouse shall not, in any single transaction, sell or dispose of any community property the value of which exceeds five thousand dollars or create upon community property an encumbrance in an amount in excess of five thousand dollars without first obtaining the approval of the court, which approval shall be given unless the transaction is clearly not in the best interest of the marital community.

(2) The appointed spouse shall take no action with respect to community real property which the manager of community real property could not take in the absence of an appointment under this 1972 act without first obtaining the approval of the court, which approval shall be given unless the transaction is clearly not in the best interest of the marital community: PROVIDED, HOWEVER, That the appointed spouse may encumber community real property without court approval to the extent permitted under subsection (1) of this section.

(3) The spouse shall not make a gift of community property, nor shall he devise by will more than one-half thereof.

(4) Such other limitations as the court in its discretion may impose.

NEW SECTION. Sec. 6. There is added to chapter 26.16 RCW a new section to read as follows:

(1) At any time upon petition signed by the absentee or by the appointed spouse, the court shall direct the termination of the spouse as manager of the community property.

(2) Likewise, if at any time subsequent to the appointment of the spouse as manager of the community property it shall appear that the absentee has died and an executor or administrator has been appointed for his estate or that the absentee is no longer an absentee, the court shall direct the termination of the spouse as manager of the community property.

NEW SECTION. Sec. 7. This 1972 act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately.

NEW SECTION. Sec. 8. If any provision of this 1972 act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected."

Signed by Representatives Julin, Chairman,  
Eikenberry, Vice Chairman, Marsh, Rosellini, Ross,  
Shinpoch, Spanton.

To Committee on Rules and Administration for second reading.

January 24, 1972

HOUSE BILL NO. 42, Prime Sponsor: Representative Newhouse, providing that telegraph companies be taxed on the basis of the situs of equipment, reported by Committee on Revenue and Taxation.

MAJORITY recommendation: Do pass. Signed by Representatives Flanagan, Chairman, Kiskaddon, Vice Chairman, Bagnariol Benitz, Bledsoe, Bluechel, Ceccarelli, Eikenberry, Hatfield, Haussler, Hurley, Julin, Kilbury, King, Marzano, Randall, Sawyer.

To Committee on Rules and Administration for second reading.

January 24, 1972

HOUSE BILL NO. 44, Prime Sponsor: Representative Newhouse, pertaining to the taxation of cigarettes, reported by Committee on Revenue and Taxation.

MAJORITY recommendation: Do pass with the following amendment:

On page 6, section 6, line 17 strike "reason to suspect" and insert "reasonable grounds to believe"

Signed by Representatives Flanagan, Chairman, Kiskaddon, Vice Chairman, Bagnariol, Benitz, Bledsoe, Bluechel, Ceccarelli, Eikenberry, Hatfield, Haussler, Hurley, Julin, Kilbury, King, Marzano, Pardini, Randall, Sawyer.

To Committee on Rules and Administration for second reading.

January 25, 1972

HOUSE BILL NO. 50, Prime Sponsor: Representative King, exempting collective bargaining of public agencies from the open meetings act, reported by Committee on Local Government.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, line 22 beginning with "(4)" strike everything through the colon on line 25 and insert "(4) Meetings, including executive sessions, held for the purpose of discussing policies, positions, or procedures to be taken by a public agency during the course of any labor negotiations or reviewing the proposals made by negotiators during the period such negotiations are in progress."

Signed by Representatives Smythe, Chairman, Adams, Bauer, Bradley, Brown, Douthwaite, Gilleland, Haussler, Litchman, Martinis, Merrill, North, Smith, Thompson.

To Committee on Rules and Administration for second reading.

January 25, 1972

HOUSE BILL NO. 110, Prime Sponsor: Representative Kuehnle, pertaining to sale or disposal of abandoned irrigation district right of way, reported by Committee on Local Government.

MAJORITY recommendation: Do pass. Signed by Representatives Smythe, Chairman, Barden, Vice Chairman, Adams, Amen, Bauer, Blair, Bozarth, Brown, Douthwaite, Gilleland, Haussler, Jones, Kopet, Kuehnle, Lysen, Martinis, Maxie, Mentor, Merrill, North, Smith, Thompson.

To Committee on Rules and Administration for second reading.

January 25, 1972

HOUSE BILL NO. 130, Prime Sponsor: Representative Charnley, providing for notice to each property owner assessed by a local improvement district, reported by Committee on Local Government.

MAJORITY recommendation: Do pass. Signed by Representatives Smythe, Chairman, Adams, Amen, Bauer, Blair, Bozarth, Bradley, Brown, Douthwaite, Gilleland, Haussler, Jones, Kopet, Kuehnle, Litchman, Lysen, Martinis, Maxie, Mentor, Merrill, North, Rabel, Smith, Thompson.

To Committee on Rules and Administration for second reading.

January 25, 1972

HOUSE BILL NO. 147, Prime Sponsor: Representative Marsh, providing for alternative methods of legal aid, reported by Committee on Judiciary.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, section 1, line 12 after "by the county" strike "board of commissioners" and insert "legislative body"

Signed by Representatives Julin, Chairman, Eikenberry, Vice Chairman, Marsh, Rosellini, Ross, Shinpoch, Spanton.

To Committee on Rules and Administration for second reading.

January 25, 1972

HOUSE BILL NO. 186, Prime Sponsor: Representative Bluechel, providing for waste disposal facilities bonds, reported by Committee on State Government.

MAJORITY recommendation: Do pass with the following amendments:

On page 2, section 4, line 27 after "public bodies" and before "as matching" strike the comma

On page 3, section 5, line 9 after "utilities," strike everything down to and including "utilities," on line 10

On page 3, section 5, line 15 after "corporation thereof" and before the period insert ", and those Indian tribes now or hereafter recognized as such by the federal government for participation in the federal land and water conservation program and which may constitutionally receive grants or loans from the state of Washington"

On page 3, beginning on line 30, strike all of section 8 and insert the following:

"NEW SECTION. Sec. 8. When the state finance committee has decided to issue such bonds or a portion thereof, it may, pending the issuing of such bonds, issue, in the name of the state, temporary notes in anticipation of the money to be derived from the sale of such bonds, which notes shall be designated as 'anticipation notes.' Such portion of the proceeds of the sale of such bonds as may be required for such purpose shall be applied to the payment of the principal of and interest on such anticipation notes which have been issued. The bonds and notes shall pledge the full faith and credit of the state of Washington and shall contain an unconditional promise to pay the principal and interest when due. The state finance committee may authorize the use of a printed facsimile of the seal of the state of Washington in the issuance of the bonds and notes."

Signed by Representatives Bluechel, Chairman, Conway, Vice Chairman, Cunningham, Hoggins, Kraabel, Moon, Paris, Perry, Swayze, Williams.

To Committee on Rules and Administration for second reading.

January 25, 1972

HOUSE BILL NO. 187, Prime Sponsor: Representative Amen, providing for water supply bonds, reported by Committee on State Government.

MAJORITY recommendation: Do pass with the following amendments:

On page 3, section 5, line 6 after "corporation thereof" and before the period insert ", and those Indian tribes now or hereafter recognized as such by the federal government for participation in the federal land and water conservation program and which may constitutionally receive grants or loans from the state of Washington"

On page 3 beginning on line 21 strike all of section 8 and insert the following:

"NEW SECTION. Sec. 8. When the state finance committee has decided to issue such bonds or a portion thereof, it may, pending the issuing of such bonds, issue, in the name of the state, temporary notes in anticipation of the money to be derived from the sale of such bonds, which notes shall be designated as 'anticipation notes.' Such portion of the proceeds of the sale of such bonds as may be required for such purpose shall be applied to the payment of the principal of and interest on such anticipation notes which have been issued. The bonds and notes shall pledge the full faith and credit of the state of Washington and shall contain an unconditional promise to pay the principal and interest when due. The state finance committee may authorize the use of a printed facsimile of the seal of the state of Washington in the issuance of the bonds and notes."

Signed by Representatives Bluechel, Chairman, Conway, Vice Chairman, Cunningham, Hoggins, Kraabel, Moon, Paris, Perry, Swayze, Williams.

To Committee on Rules and Administration for second reading.

January 25, 1972

HOUSE BILL NO. 189, Prime Sponsor: Representative North, providing for state park and recreation bonds, reported by Committee on State Government.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 1, line 25 after "improvement of" and before "recreation" strike "park and"

On page 2, section 2, line 4 after "of" and before "recreation areas" strike "park and"

On page 2, section 4, line 28 after "development of" and before "recreation areas" strike "park and"

On page 3, section 4, line 3 after "improvement of" strike "park and"

On page 3, section 5, line 18 after "improvement of" strike "park and"

On page 3, section 5, line 29 after "of Washington" and before the period insert ", and those Indian tribes now or hereafter recognized as such by the federal government for participation in the federal land and water conservation program and which may constitutionally receive grants or loans from the state of Washington"

On page 4, beginning on line 11, strike all of section 8 and insert the following:

"NEW SECTION. Sec. 8. When the state finance committee has decided to issue such bonds or a portion thereof, it may, pending the issuing of such bonds, issue, in the name of the state, temporary notes in anticipation of the money to be derived from the sale of such bonds, which notes shall be designated as 'anticipation notes.' Such portion of the proceeds of the sale of such bonds as may be required for such purpose shall be applied to the

payment of the principal of and interest on such anticipation notes which have been issued. The bonds and notes shall pledge the full faith and credit of the state of Washington and shall contain an unconditional promise to pay the principal and interest when due. The state finance committee may authorize the use of a printed facsimile of the seal of the state of Washington in the issuance of the bonds and notes."

In line 3 of the title after "needed public" strike "park and"

Signed by Representatives Bluechel, Chairman, Conway, Vice Chairman, Cunningham, Hoggins, Kraabel, Paris, Perry, Swayze, Williams.

To Committee on Rules and Administration for second reading.

January 25, 1962

HOUSE BILL NO. 190, Prime Sponsor: Representative Farr, providing for social and health facilities bonds, reported by Committee on State Government.

MAJORITY recommendation: Do pass with the following amendments:

On page 3, section 5, line 2 after "structures," and before "parking" insert "mobile units,"

On page 3, section 5, line 12 after "corporation thereof" and before the period insert ", and those Indian tribes now or hereafter recognized as such by the federal government for participation in the federal land and water conservation program and which may constitutionally receive grants or loans from the state of Washington"

On page 3, beginning on line 27, strike all of section 8 and insert the following:

"NEW SECTION. Sec. 8. When the state finance committee has decided to issue such bonds or a portion thereof, it may, pending the issuing of such bonds, issue, in the name of the state, temporary notes in anticipation of the money to be derived from the sale of such bonds, which notes shall be designated as 'anticipation notes.' Such portion of the proceeds of the sale of such bonds as may be required for such purpose shall be applied to the payment of the principal of and interest on such anticipation notes which have been issued. The bonds and notes shall pledge the full faith and credit of the state of Washington and shall contain an unconditional promise to pay the principal and interest when due. The state finance committee may authorize the use of a printed facsimile of the seal of the state of Washington in the issuance of the bonds and notes."

Signed by Representatives Bluechel, Chairman, Conway, Vice Chairman, Cunningham, Hoggins, Kraabel, Paris, Perry, Swayze, Williams.

To Committee on Rules and Administration for second reading.

January 25, 1972

HOUSE BILL NO. 199, Prime Sponsor: Representative Kirk, eliminating residency requirements for municipal firemen and policemen, reported by Committee on Local Government.

MAJORITY recommendation: Do pass. Signed by Representatives Smythe, Chairman, Adams, Bauer, Bozarth, Bradley, Brown, Douthwaite, Kuehnle, Litchman, Lysen, Martinis, Maxie, Mentor, Merrill, North, Thompson.

To Committee on Rules and Administration for second reading.

January 25, 1972

HOUSE BILL NO. 223, Prime Sponsor: Representative Douthwaite, allowing hitchhiking in certain areas, reported by Committee on Local Government.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 1, line 7 after "roadway" insert "or alongside therof at any place where a motor vehicle cannot safely stop off the main traveled portion thereof"

On page 1, section 1, line 13 after "from" strike all the matter down to and including "highway" on line 14 and insert "within the right of way of any limited access facility"

On page 1, section 1, line 15 after "posted" and before the period strike "by the state highway commission" and insert "by the highway authority of the state, county, city or town having jurisdiction over the highway"

Signed by Representatives Smythe, Chairman, Adams, Amen, Bauer, Blair, Bradley, Brown, Douthwaite, Gilleland, Haussler, Jones, Lysen, Martinis, Maxie, Mentor, Merrill, North, Thompson.

MINORITY recommendation: Do not pass. Signed by Representatives Kopet, Kuehnle, Smith.

To Committee on Rules and Administration for second reading.

January 25, 1972

HOUSE BILL NO. 238, Prime Sponsor: Representative Bottiger, prescribing citation and arrest procedures, reported by Committee on Judiciary.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, line 1 after "citations" insert "by officer investigating scene of accident"

Signed by Representatives Julin, Chairman,

Eikenberry, Vice Chairman, Marsh, Rosellini, Ross, Shinpoch, Spanton.

To Committee on Rules and Administration for second reading.

January 25, 1972

HOUSE BILL NO. 252, Prime Sponsor: Representative Johnson, expanding membership of the Washington horse racing commission, reported by Committee on Agriculture.

MAJORITY recommendation: Do pass. Signed by Representatives Amen, Chairman, Bauer, Bozarth, Costanti, Hansey, Haussler, Kilbury, Richardson, Van Dyk.

To Committee on Rules and Administration for second reading.

January 24, 1972

HOUSE BILL NO. 270, Prime Sponsor: Representative Kopet, establishing requirements for the executive budget proposal, reported by Committee on Appropriations.

MAJORITY recommendation: Do pass with the following amendment:

On page 3, section 3, line 7 after "estimates" strike "and other required information"

Signed by Representatives Goldsworthy, Chairman, Kopet, Vice Chairman, Backstrom, Barden, Costanti, Curtis, Farr, Juelling, Kirk, Lysen, Marsh, Maxie, Moon, Morrison, North, Shinpoch, Smith, Thompson, Wojahn, Zimmerman.

To Committee on Rules and Administration for second reading.

January 24, 1972

HOUSE BILL NO. 275, Prime Sponsor: Representative Kopet, authorizing the transfer of funds from the state trade fair fund to the general fund, reported by Committee on Appropriations.

MAJORITY recommendation: Do pass. Signed by Representatives Goldsworthy, Chairman, Kopet, Vice Chairman, Backstrom, Barden, Costanti, Curtis, Hoggins, Juelling, Kirk, Marsh, Maxie, Moon, Morrison, North, Paris, Ross, Savage, Shinpoch, Smith, Thompson, Wojahn, Zimmerman.

To Committee on Rules and Administration for second reading.

January 25, 1972

HOUSE BILL NO. 439, Prime Sponsor: Representative Kopet, creating state and local improvements revolving account in state general fund, reported by Committee on State Government.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, line 3 strike everything after the enacting clause and insert:

"NEW SECTION. Section 1. There is added to Title 43 RCW a new section to read as follows:

There is hereby created within the state general fund an account to be known as the state and local improvements revolving account into which shall be deposited moneys as provided by law."

On page 1, line 1 of the title, strike everything after "AN ACT" and insert "Relating to the state general fund; and adding a new section to Title 43 RCW."

Signed by Representatives Bluechel, Chairman, Conway, Vice Chairman, Cunningham, Hoggins, Moon, Paris, Perry, Swayze, Williams.

To committee on Rules and Administration for second reading.

January 25, 1972

HOUSE BILL NO. 514, Prime Sponsor: Representative Bluechel, providing for construction of a state office building, reported by Committee on State Government.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass.

Signed by Representatives Bluechel, Chairman, Conway, Vice Chairman, Cunningham, Hoggins, Knowles, Kraabel, Paris, Spanton, Swayze, Williams.

To Committee on Rules and Administration for second reading.

January 25, 1972

HOUSE BILL NO. 515, Prime Sponsor: Representative Hubbard, including certain school employees within public employees' collective bargaining act, reported by Committee on Labor and Employment Security.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass.

Signed by Representatives Hubbard, Chairman, Hatfield, Vice Chairman, Charette, Curtis, Flanagan, Grant, Newhouse, Randall, Wanamaker.

MINORITY recommendation: Do not pass. Signed by Representative Johnson.

To Committee on Rules and Administration for second reading.

January 25, 1972

HOUSE BILL NO. 558, Prime Sponsor: Representative Morrison, determining who shall sign certificate for the expenses of the legislature, reported by Committee on State Government.

MAJORITY recommendation: Do pass. Signed by Representatives Bluechel, Chairman, Conway, Vice Chairman, Cunningham, Hoggins, Hurley, Knowles, Kraabel, Moon, Paris, Perry, Spanton, Swayze, Williams.

To Committee on Rules and Administration for second reading.

## MOTION

On motion of Mr. Morrison, the House advanced to the ninth order of business.

## THIRD READING

ENGROSSED HOUSE BILL NO. 105, by Representatives O'Brien, Pardini, Maxie, Perry, Ross, Knowles, Bagnariol, Ceccarelli, Litchman and Merrill (by Joint Committee on Education request):

Providing that financial aid for part time students shall include ancillary services.

The bill was read the third time and placed on final passage.

Mr. O'Brien spoke in favor of passage of the bill.

## ROLL CALL

The Clerk called the roll on final passage of Engrossed House Bill No. 105, and the bill passed the House by the following vote: Yeas, 91; nays, 7; not voting, 1.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Grant, Hansey, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Amen, Farr, Goldsworthy, Hatfield, Haussler, Moon, Smith.

Not voting: Representative Bledsoe.

Engrossed House Bill No. 105, 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.

HOUSE BILL NO. 96, by Representatives Brown, Wolf, Bottiger, Curtis, Ross, Kilbury, Kiskaddon, Kraabel, Conway, Blair, Bluechel, Smith, Cunningham and North (by Executive and Secretary of State request):

Providing for annual general elections.

The bill was read the third time and placed on final passage.

Mr. Brown spoke in favor of passage of the bill.

#### POINT OF INQUIRY

Mr. Brown yielded to question by Mr. King.

Mr. King: "Does this annual elections bill allow the people the right of initiative in each year of the elections?"

Mr. Brown: "Yes, it does."

Mr. Hatfield spoke against final passage of House Bill No. 96.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 96, and the bill passed the House by the following vote: Yeas, 81; nays, 17; not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Berentson, Blair, Bluechel, Bottiger, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Gallagher, Gilleland, Goldsworthy, Grant, Hansey, Hoggins, Jastad, Johnson, Jones, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, McCormick, McDermott, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Ross, Savage, Sawyer, Shera, Shinoch, Smith, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Benitz, Bozarth, Costanti, Flanagan, Garrett, Gladder, Hatfield, Haussler, Hubbard, Hurley, Juelling, May, Mentor, Richardson, Rosellini, Schumaker, Spanton.

Not voting: Representative Bledsoe.

House Bill No. 96, 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.

The Speaker declared the House to be at ease.  
The Speaker (Mr. Morrison presiding) called the House to order.

## MOTION

On motion of Mr. Pardini, the House adjourned until 10:00 a.m., Thursday, January 27, 1972.

THOMAS A. SWAYZE, Jr., Speaker.  
MALCOLM McBEATH, Chief Clerk.

EIGHTEENTH DAY

MORNING SESSION

House Chamber, Olympia, Wash., Thursday, January 27, 1972.

The House was called to order at 10:00 a.m. by the Speaker. The Clerk called the roll and all members were present except Representative Conway who was excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by Representative Bill Kiskaddon.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

MESSAGES FROM THE SENATE

January 26, 1972

Mr. Speaker: The Senate has passed:  
ENGROSSED SENATE BILL NO. 34,  
ENGROSSED SENATE BILL NO. 62,  
REENGROSSED SENATE BILL NO. 71,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

January 26, 1972

Mr. Speaker: The Senate has passed:  
HOUSE BILL NO. 56,  
and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

January 26, 1972

Mr. Speaker: The President has signed:  
SENATE BILL NO. 47,

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

INTRODUCTION AND FIRST READING

ENGROSSED SENATE BILL NO. 34, by Senators Durkan, Woodall, Knoblauch and Peterson (Ted):

AN ACT Relating to veterans; providing veterans with certain public employment preferences; and amending section 1, chapter 189, Laws of 1945 as last amended by section 2, chapter 269, Laws of 1969 ex. sess. and RCW 41.04.010.

To Committee on State Government.

ENGROSSED SENATE BILL NO. 62, by Senators Mardesich, Walgren and Lewis:

AN ACT Relating to public employees' benefits; and amending section 1, chapter 264, Laws of 1971 ex. sess. and RCW 41.04.250.

To Committee on Financial Institutions and Insurance.

REENGROSSED SENATE BILL NO. 71, by Senators Gissberg, Woodall and Cooney (by Legislative Council request):

AN ACT Relating to liability for damages; and adding a new section to chapter 58, Laws of 1971 ex. sess. and to chapter 72.66 RCW.

To Committee on Judiciary.

#### MOTION

On motion of Mr. Morrison, the bills printed on today's agenda under fourth order of business were referred to the committees specified.

#### SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:  
 HOUSE CONCURRENT RESOLUTION NO. 5,  
 HOUSE CONCURRENT RESOLUTION NO. 19,  
 SENATE BILL NO. 47.

#### REPORTS OF STANDING COMMITTEES

January 26, 1972

HOUSE BILL NO. 4, Prime Sponsor: Representative Wolf, excluding school principals as certificated employees under professional negotiations act, reported by Committee on Education and Libraries.

MAJORITY recommendation: Do pass with the following amendments:

On line 15 after "superintendent" strike everything down to and including the period on line 16 and insert "and assistant superintendent of each local district, each central office certificated staff member responsible directly to the superintendent of each local district and each principal and each full time nonteaching vice principal of a separate school within each local district."

Add a new section following section 1 as follows:

"NEW SECTION. Sec. 2. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.72 RCW a new section to read as follows:

Principals and full time nonteaching vice principals of the separate schools within any school district, otherwise excluded as members of an employee organization

under RCW 28A.72.020 as hereinabove in section 1 amended, may elect by secret ballot to form a separate administrative negotiations unit with all the rights, powers and duties otherwise given an employee organization under this chapter."

Re-number the remaining sections consecutively.

Signed by Representatives Mentor, Vice Chairman, Brown, Conway, Hatfield, Johnson, Jones, Lysen, May, Polk, Randall, Smythe.

To Committee on Rules and Administration for second reading.

January 26, 1972

HOUSE BILL NO. 21, Prime Sponsor: Representative Maxie, requiring affidavits for persons endorsing election candidates, reported by Committee on Elections and Apportionment.

MAJORITY recommendation: Do pass. Signed by Representatives Brown, Chairman, Grant, May, Moon, Smythe.

To Committee on Rules and Administration for second reading.

January 26, 1972

HOUSE BILL NO. 33, Prime Sponsor: Representative Wolf, providing school districts create reserve funds for equipment depreciation reimbursement, reported by Committee on Education and Libraries.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, section 1, line 23 after "superintendent;" strike the balance of the section and insert "PROVIDED, Reimbursement for the acquisition of approved transportation equipment received by school districts shall be held in reserve within the general fund exclusively for the future purchase of approved transportation equipment."

Signed by Representatives Hoggins, Chairman, Mentor, Vice Chairman, Brown, Conway, Johnson, Jones, May, Polk, Smythe.

To Committee on Rules and Administration for second reading.

January 26, 1972

HOUSE BILL NO. 47, Prime Sponsor: Representative Zimmerman, allowing limited outdoor burning, reported by Committee on Natural Resources and Ecology.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass.

Signed by Representatives Zimmerman, Chairman, Anderson, Beck, Berentson, Cunningham, Flanagan, Gilleland, Hansey, Kilbury, Kraabel, Martinis, Richardson, Schumaker, Smith, Thompson, Van Dyk, Wanamaker.

To Committee on Rules and Administration for second reading.

January 25, 1972

HOUSE BILL NO. 53, Prime Sponsor: Representative Shera, providing for a system of no-fault auto insurance, reported by Committee on Financial Institutions and Insurance.

MAJORITY recommendation: Do pass with the following amendments:

On page 5, section 4, line 17 after "spouse dies" strike "or remarries"

On page 6 strike all of sections 7 and 8 and renumber the remaining sections consecutively

On page 9, section 15, line 16 after "party" insert "and a reasonable rate of interest on the amount due the insured"

On page 9, section 16, line 29 after "same loss" insert "by such third person"

On page 11, section 21, line 29 after "excess of" strike "two" and insert "one"

On page 14, section 27, line 9 after "12:01 a.m.," strike "January" and insert "April"

Signed by Representatives Shera, Chairman, Pardini, Vice Chairman, Backstrom, Bagnariol, Berentson, Blair, Hoggins, Luders, Merrill, Ross.

To Committee on Rules and Administration for second reading.

January 26, 1972

HOUSE BILL NO. 98, Prime Sponsor: Representative Bottiger, providing for regulation of camping clubs, reported by Committee on Business and Professions.

MAJORITY recommendation: Do pass with the following amendments:

On page 3, section 6, line 32 after "made" strike "within fourteen days of" and insert "by certified mail at least fourteen days prior to"

On page 4, section 6, beginning on line 1 after "contract." insert a new sentence as follows: "Approval shall be deemed to have been granted unless notice to the contrary is received by certified mail within ten days of the filing date."

On page 4, section 8, line 33 strike "62." and insert "63."

On page 5, section 11, line 26 after "requirements." insert a new sentence as follows: "A conditional permit may be granted pending receipt of such certificates by the director."

On page 6, section 13, line 22 after "his" and before "membership" insert "single"

Signed by Representatives Curtis, Chairman, Backstrom, Bagnariol, Ceccarelli, Gallagher, Gladder, Hatfield, Pardini, Perry, Polk, Wojahn.

To Committee on Rules and Administration for second reading.

January 26, 1972

HOUSE BILL NO. 106, Prime Sponsor: Representative Hatfield, providing children on certain military reservations will be educated within a single school district, reported by Committee on Education and Libraries.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass. Signed by Representatives Hoggins, Chairman, Mentor, Vice Chairman, Brouillet, Brown, Charette, Conway, Costanti, Hatfield, Johnson, Jones, Lysen, May, McDermott, Polk, Randall, Smythe.

To Committee on Rules and Administration for second reading.

January 26, 1972

HOUSE BILL NO. 109, Prime Sponsor: Representative Julin, allowing beneficiary under will or through intestacy to disclaim his interest, reported by Committee on Judiciary.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 2, line 21 after "trust instrument" insert "or community property agreement"

On page 2, section 4, beginning on line 22, after "NEW SECTION. Sec. 4." strike everything through the period on line 31 and insert: "Such disclaimer shall be filed at any time after the creation of the interest, but in all events within six months after the death of the person by whom the interest was created or from whom it is or, but for the disclaimer, would be received, or, if the disclaimant is not finally ascertained as a beneficiary or his interest has not become indefeasibly fixed both in quality and quantity as of the death of such person, then such disclaimer shall be filed not later than six months after the event which causes or, but for the disclaimer, would cause him so to become finally ascertained and his interest to become indefeasibly fixed both in quality and quantity."

on page 3, section 5, line 4 after "by law as" strike "the" and insert "a"

On page 3, section 5, beginning on line 5 after "such person" insert ", where it shall be indexed under the name of the decedent in the probate index upon payment of a fee of \$2.00."

On page 1, line 2 after "powers of appointment"

insert ", or community property agreement"

Signed by Representatives Julin, Chairman, Eikenberry, Vice Chairman, Knowles, Marsh, Richardson, Rosellini, Ross, Spanton.

To Committee on Rules and Administration for second reading.

January 26, 1972

HOUSE BILL NO. 152, Prime Sponsor: Representative Mentor, reducing minimum annual school term for unanticipated construction delays, reported by Committee on Education and Libraries.

MAJORITY recommendation: Do pass. Signed by Representatives Hoggins, Chairman, Mentor, Vice Chairman, Brown, Conway, Costanti, Johnson, May, Randall, Smythe.

To Committee on Rules and Administration for second reading.

January 26, 1972

HOUSE BILL NO. 168, Prime Sponsor: Representative Maxie, establishing the anniversary of the birth of Martin Luther King, Jr., as a school holiday, reported by Committee on Education and Libraries.

MAJORITY recommendation: Do pass. Signed by Representatives Hoggins, Chairman, Mentor, Vice Chairman, Brouillet, Brown, Conway, Costanti, Hatfield, Johnson, Lysen, McDermott, Smythe.

To Committee on Rules and Administration for second reading.

January 26, 1972

HOUSE BILL NO. 173, Prime Sponsor: Representative Kilbury, changing the definition of "service voter" to include persons absent from the state and allowing absentee balloting in municipal elections as well as others, reported by Committee on Elections and Apportionment.

MAJORITY recommendation: Do pass. Signed by Representatives Brown, Chairman, Grant, Moon, May, North, Smythe.

To Committee on Rules and Administration for second reading.

January 25, 1972

HOUSE BILL NO. 196, Prime Sponsor: Representative Amen, permitting agricultural commodity board and agricultural commission members to be members of any association with objectives similar to those of the aforesaid groups, reported by Committee on Agriculture.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass. Signed by Representatives Amen, Chairman, Schumaker, Vice Chairman, Bauer, Benitz, Bozarth, Costanti, Hansey, Haussler, Kilbury, Richardson, Van Dyk.

To Committee on Rules and Administration for second reading.

January 26, 1972

HOUSE BILL NO. 211, Prime Sponsor: Representative Pardini, authorizing alien banks to operate in Washington, reported by Committee on Financial Institutions and Insurance.

MAJORITY recommendation: Do pass. Signed by Representatives Shera, Chairman, Pardini, Vice Chairman, Backstrom, Bagnariol, Blair, Hoggins, Hubbard, King, Luders, Merrill, Ross.

To Committee on Rules and Administration for second reading.

January 26, 1972

HOUSE BILL NO. 234, Prime Sponsor: Representative Rabel, authorizing certain payroll deductions for certificated employees of school districts, reported by Committee on Education and Libraries.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, beginning on line 8, strike the remainder of the act and insert:

"In addition to other deductions permitted by law, any person authorized to disburse funds in payment of salaries or wages of certificated employees of school districts, upon written request of at least ten percent (10%) of the certificated employees may make deductions as they authorize, subject to the mechanical limitations of district equipment. Any person authorized to disburse funds shall not be required to make other deductions for certificated employees if fewer than ten percent (10%) of the certificated employees make the request for the same payee. Moneys so deducted shall be paid or applied monthly by the school district for the purposes specified by the employee. The employer may not derive any financial benefit from such deductions."

Add a new section following section 1 as follows:

"NEW SECTION. Sec. 2. Nothing in section 1 of this 1972 act shall be construed to annul or modify any lawful agreement heretofore entered into between any school district and any representative of its employees or other existing lawful agreements and obligations in effect on the effective date of this 1972 act."

In line 2 of the title after the semicolon and before "and adding" insert "creating a new section;"

Signed by Representatives Hoggins, Chairman, Mentor,

Vice Chairman, Brouillet, Brown, Conway, Costanti, Hatfield, Johnson, May, Randall, Smythe.

To Committee on Rules and Administration for second reading.

January 26, 1972

HOUSE BILL NO. 237, Prime Sponsor: Representative Hoggins, authorizing public libraries to offer certain materials for sale at cost to the library, reported by Committee on Education and Libraries.

MAJORITY recommendation: Do pass. Signed by Representatives Hoggins, Chairman, Mentor, Vice Chairman, Brouillet, Brown, Conway, Costanti, Hatfield, Johnson, Jones, Lysen, McDermott, Polk, Randall, Smythe.

To Committee on Rules and Administration for second reading.

January 26, 1972

HOUSE BILL NO. 244, Prime Sponsor: Representative Amen, removing power of eminent domain under shoreline management act, reported by Committee on Natural Resources and Ecology.

MAJORITY recommendation: Do pass. Signed by Representatives Zimmerman, Chairman, Newhouse, Vice Chairman, Beck, Berentson, Cunningham, Gilleland, Hansey, Kilbury, Kraabel, Luders, Martinis, Richardson, Schumaker, Smith, Thompson, Van Dyk, Wanamaker.

To Committee on Rules and Administration for second reading.

January 26, 1972

HOUSE BILL NO. 248, Prime Sponsor: Representative Brown, providing for the regulation and reporting of campaign contributions and expenditures, reported by Committee on Elections and Apportionment.

MAJORITY recommendation: Do pass with the following amendments:

On page 2, section 4, line 21 after "communicating" and before "or" strike "passages" and insert "messages"

Beginning on page 4, line 23, delete all of the matter to and including page 14, line 1 and insert the following:

"NEW SECTION. Sec. 5. COMMISSION ESTABLISHED--MEMBERSHIP. There is hereby established the "elections commission," which shall be composed of four members, who shall serve five-year terms.

(1) The membership of the commission shall be chosen as follows:

(a) Two members, who shall not be of the same political party, shall be appointed by the governor;

(b) Two members, who shall not be of the same

political party, shall be appointed by the chief justice of the supreme court;

(c) The appointees shall be confirmed by the house.

(2) One of the original members appointed by the governor shall be appointed to a three-year term and one shall be appointed to a five-year term. One of the original members appointed by the chief justice shall be appointed to a two-year term and one shall be appointed to a four-year term. The original members shall be appointed within thirty days after the effective date of sections 1 through 8 of this act. All terms of original members shall be measured from the first Monday in February, 1972.

(3) Members shall continue in office until their successors are appointed and qualify. No member of the commission, during his tenure, shall hold or campaign for elective public office, nor hold any other public office, nor be an officer of any political party. Members shall be eligible for reappointment, but no member shall be appointed for more than two successive five-year terms. Members shall serve without compensation, but shall be reimbursed for necessary travel and lodging expenses actually incurred while engaged in the business of the commission as prescribed in chapter 43.03 RCW.

(4) A vacancy on the commission shall be filled within thirty days by the original appointing officer or his successor, as the case may be, and the person so appointed shall serve only for the unexpired term and until his successor is appointed and qualified. Such vacancy shall not impair the rights of the remaining members to exercise all the powers of the commission.

(5) Three members of the commission shall constitute a quorum. The commission shall elect its own chairman and adopt its own rules of procedure and regulations in the manner provided in chapter 34.04 RCW. Any member of the commission may be removed by the governor but only upon grounds of neglect of duty or misconduct in office.

NEW SECTION. Sec. 6. COMMISSION DUTIES. The commission shall:

(1) Develop and distribute prescribed forms for the filing of the reports and statements required by this chapter;

(2) Prepare and publish a manual setting forth recommended uniform methods of bookkeeping and reporting for use by persons required to make reports and statements under this chapter;

(3) Make each report and statement filed with it available during regular office hours for public inspection and for copying at cost to any person requesting copies of the same;

(4) Preserve such reports and statements as required by chapter 40.14 RCW;

(5) Compile and maintain a current list of all statements or parts of statements pertaining to each candidate;

(6) Determine whether the required reports and statements have been filed and, if so, whether they conform with the requirements of this chapter;

(7) Prepare and make available to the public, within ninety days after each general and primary election, a report setting forth, as to each candidate and political

committee who filed a final report, the amounts and sources of all contributions and the amounts and purposes of all expenditures; and the names and addresses of any candidates or political committees who failed to file a final report or who filed an incomplete final report;

(8) Investigate and adjudicate violations of this chapter, impose the civil penalties provided for in section 9 of this act and make and apply for the enforcement of such orders as are necessary and appropriate to accomplish the purposes of this chapter. The orders of the commission may be appealed as provided in chapter 34.04 RCW;

(9) Report apparent criminal acts in violation of law, as provided in section 21 of this act, to the appropriate law enforcement authorities.

NEW SECTION. Sec. 7. COMMISSION--ADDITIONAL POWERS. The elections commission is empowered to:

(1) Adopt, promulgate, amend, and rescind suitable administrative rules and regulations to carry out the policy of this chapter;

(2) Prepare and publish such reports and technical studies as in its judgment will tend to promote the purposes of this chapter;

(3) Receive, investigate, and pass upon complaints alleging violations of this chapter, and to initiate court proceedings on its own motion as in this chapter provided;

(4) Make from time to time, on its own motion, audits and field investigations.

NEW SECTION. Sec. 8. SECRETARY OF STATE--DUTIES. The secretary of state, through his office, shall perform the administrative functions which the commission may request. The office of the secretary of state shall be designated as the place where members of the public may file papers or correspond with the commission and receive any form or instruction from the commission. The commission shall budget and pay the actual expenses of administrative services requested of, and which were rendered by, the secretary of state.

NEW SECTION. Sec. 9. COMPLAINT PROCEDURE--CIVIL PENALTIES. Any person who believes a violation of this chapter has occurred may under oath file a complaint with the commission which shall conduct a preliminary investigation of the merits of such complaint. If the commission determines that there are no reasonable grounds to believe that a violation has occurred, the complaint shall be dismissed. If the commission determines that there are such reasonable grounds, it shall give notice summoning the persons believed to have committed the violation to a hearing. The hearing shall be conducted in accordance with the procedures governing a "contested case" pursuant to chapter 34.04 RCW, and the commission may make such orders as it determines are necessary in order to enforce the provisions of this chapter. The commission itself, if it has reasonable grounds to believe that a violation of this chapter has occurred, may on its own motion proceed against the suspected violator as set forth above.

The commission shall fine any person found to have violated the provisions of this chapter not more than five thousand dollars as a civil penalty for each such violation.

NEW SECTION. Sec. 10. OBLIGATION OF POLITICAL COMMITTEES TO FILE STATEMENT OF ORGANIZATION. (1) Every political committee, within ten days after its organization, or within ten days after the date when it first has the expectation of receiving contributions or making expenditures in any election campaign, whichever is earlier, shall file with the commission a statement of organization. Each political committee in existence on the effective date of this section shall file a statement of organization with the commission within ninety days.

(2) The statement of organization shall include, but not be limited to:

- (a) The name and address of the committee;
- (b) The names and addresses of all related or affiliated committees or persons;
- (c) The purposes of the committee;
- (d) The names, addresses, and titles of its officers; or if it has no officer, the names, addresses, and titles of its responsible leaders;
- (e) The name, office sought, and party affiliation of each candidate whom the committee is supporting, and, if the committee is supporting the entire ticket of any party, the name of the party;
- (f) The proposition concerned, if any, and whether the committee supports or is opposed to such proposition;
- (g) A statement whether the committee is a continuing one;
- (h) Such other information as the commission may by regulation prescribe, in keeping with the policy and purposes of this chapter.

(3) Any material change in information previously submitted in a statement of organization shall be reported to the commission within the ten days following such change.

NEW SECTION. Sec. 11. CAMPAIGN TREASURER AND DEPOSITORIES. (1) Each candidate, at or within ten days of the time he announces publicly or files for office, and each political committee, at or before the time it files a statement of organization, shall designate and file with the commission the names and addresses of:

- (a) One competent individual, who may be the candidate, to serve as a campaign treasurer; and
- (b) One bank doing business in this state to serve as a campaign depository.

(2) A candidate, a political committee, or a campaign treasurer may appoint as many deputy campaign treasurers as is considered necessary and may designate not more than one additional campaign depository in each county in which the campaign is conducted. The candidate or political committee shall file the names and addresses of the deputy campaign treasurers and additional campaign depositories with the commission within ten days after such appointment.

(3) In the event of the death, resignation, or removal of a campaign treasurer or deputy campaign treasurer, or the change of a campaign depository, the candidate or political committee shall designate and file with the commission the name and address of any successor.

(4) No campaign treasurer, deputy campaign treasurer, or campaign depository shall be deemed to be in

compliance with the provisions of this chapter until his or its name and address is filed with the commission.

NEW SECTION. Sec. 12. DEPOSIT OF CONTRIBUTIONS: STATEMENT OF CAMPAIGN TREASURER: ANONYMOUS CONTRIBUTIONS. (1) All monetary contributions received by a candidate or political committee shall be deposited by the campaign treasurer or deputy treasurer in a campaign depository in an account designated, "Campaign Fund of ....." (name of candidate or political committee) no later than the third regular day of business of such depository after the day of receipt.

(2) Each deposit made by a campaign treasurer or deputy campaign treasurer shall be documented by a statement containing the amount of the deposit and the name of each person contributing the funds so deposited and the amount contributed by each person, which statement shall be retained by the campaign treasurer. The statement shall be upon a form prescribed by the commission and shall be sworn to as correct by the campaign treasurer or deputy campaign treasurer making the deposit.

(3) Anonymous contributions in excess of an aggregate amount of twenty-five dollars received by a candidate or political committee shall not be deposited, used, or expended, but shall be returned to the donor, if his identity can be ascertained. If the donor's identity cannot be ascertained, the contribution shall escheat to the state, and shall be paid to the state treasurer for deposit in the state general fund for expenditure by the elections commission.

NEW SECTION. Sec. 13. CANDIDATES' AND TREASURERS' DUTY TO REPORT. (1) Within ten days after the name and address of the campaign treasurer shall have been filed with the commission, each candidate or political committee shall file with the commission and with the county auditor of the county in which the candidate resides or in which the political committee has its address, a report of all contributions received and expenditures made in the election campaign prior to that date: PROVIDED, That if the political committee is an organization of continuing existence not established in anticipation of any particular election the campaign treasurer shall report, at the times required by this chapter, and at such other times as are designated by the commission, all contributions received and expenditures made since the date of the last report filed by the committee. The initial report of the campaign treasurer of such a political committee in existence at the time this section becomes effective shall be made within ninety days thereafter and need include only:

(a) The funds on hand at the time of the report; and  
 (b) Such other information as shall be required by the commission by regulation.

Political committees shall file reports until they cease to exist, at which time they shall file a final report.

(2) At regular intervals as provided in this section, each campaign treasurer shall file with the commission and the proper county auditor a further report of the contributions received and expenditures made since the date of the last report. The campaign treasurer's report shall be filed with the elections commission and the

auditor as follows:

(a) Where a primary election is not required, on Thursday

(i) of the third week of each of the three complete calendar months preceding the month in which the election is held; and

(ii) of the week immediately preceding the date of the election; and

(iii) of the third week of the month following the month in which the election is held.

(b) Where a primary election is required, on Thursday

(i) of the third week of each of the three complete calendar months preceding the month in which the primary election is held; and then

(ii) of the week immediately preceding the date of the primary election; and then

(iii) of the second week following the primary election. This report shall be a cumulative report which itemizes the total of all contributions received and expenditures made prior to the primary election and which, if the candidate was unsuccessful in the primary election, shall be the final report as provided in subsection (3) of this section.

(c) Where the candidate is successful in the primary election and is entitled to have his name appear on the general election ballot, on Thursday

(i) of the fifth week following the primary election; and

(ii) of each of the remaining weeks preceding the date of the general election; and

(iii) of the third week of the month following the month in which the general election is held.

(3) Where the candidate is unsuccessful, the report filed during the second week following a primary election, and the report filed during the third week of the month following the month in which the election is held, in the case of all other elections, shall be the final report, if there is no outstanding debt or obligation, if the disposition of any surplus has been accounted for, if the campaign fund is closed, if the campaign is concluded in all respects, and if in the case of the campaign treasurer of a political committee, the committee has ceased to function and has dissolved. If the candidate or political committee has any outstanding debt or obligation, additional reports, containing all the information required in section 14 of this act, shall be filed as frequently as the commission may prescribe, until the obligation or indebtedness is entirely satisfied. The last report required to be filed shall be the final report. Upon submitting a final report, the duties of the campaign treasurer shall cease and there shall be no obligation to make any further reports.

(4) During the week before an election each candidate and political committee shall have its records of contributions and expenditures open to public inspection, during regular business hours.

NEW SECTION. Sec. 14. CONTENTS OF REPORT. (1) Each report required under section 13 of this act shall disclose for the period covered:

(a) The funds on hand at the beginning of the period;

(b) The name and address of each person who has made one or more contributions during the period, together with the money value and date of such contributions;

(c) Each loan, promissory note, or security instrument to be used by or for the benefit of the candidate or political committee made or signed by any person, together with the names and addresses of the lender and endorsers, if any, and the date and amount of such document;

(d) The name and address of each political committee from which the reporting committee or candidate received, or to which that committee or candidate made, any transfer of funds, together with the amounts, dates and purpose of all such transfers, and in the case of a transfer of funds from a political committee not domiciled in Washington state, the information required to be reported by political committees under subsections (2) (a), (c), (f), and (h) of section 10 of this act;

(e) All other contributions not otherwise listed;

(f) The name and address of each person to whom an expenditure was made, and the amount, date, and purpose of each such expenditure;

(g) The names and addresses of individuals who render services in excess of the limits as set forth by subsection (16) of section 4 of this act, and the approximate fair market value of such services;

(h) The total sum of expenditures;

(i) The surplus or deficit of contributions over expenditures;

(j) The disposition made of any surplus of contributions over expenditures;

(k) Such other information as may be required by the commission by regulation.

(2) The campaign treasurer and the candidate shall swear to the correctness of each report.

NEW SECTION. Sec. 15. CAMPAIGN DEPOSITORIES DUTY TO REPORT. Not less frequently than once each month for the duration of the existence of a campaign fund, the campaign depository shall file with the elections commission a true and correct copy of the ledger statement of such fund account listing all account activity since the last previous statement."

Signed by Representatives Brown, Chairman, Morrison, Vice Chairman, North, Pardini, Smythe.

MINORITY recommendation: Do not pass. Signed by Representatives Grant, May.

To Committee on Rules and Administration for second reading.

January 26, 1972

HOUSE BILL NO. 249, Prime Sponsor: Representative Martinis, limiting the number of commercial salmon licenses, reported by Committee on Natural Resources and Ecology.

MAJORITY recommendation: Do pass. Signed by Representatives Zimmerman, Chairman, Newhouse, Vice Chairman, Beck, Berentson, Bradley, Charnley, Conner, Cunningham, Gilleland, Hansey, Kilbury, Luders, Martinis, North, Richardson, Smith, Van Dyk.

To Committee on Rules and Administration for second reading.

January 26, 1972

HOUSE BILL NO. 258, Prime Sponsor: Representative Pardini, providing for changes in the terms of insurance contracts and allowing a person insured under a group insurance policy to assign all incidents of such ownership, reported by Committee on Financial Institutions and Insurance.

MAJORITY recommendation: Do pass with the following amendments:

On page 7, line 28, insert a new section to read as follows:

"Sec. 7. Section .24.06, chapter 79, Laws of 1947 as last amended by section 21, chapter 195, Laws of 1963 and RCW 48.24.060 are each amended to read as follows:

The lives of a group of public employees may be insured under a policy issued to the departmental head or to a trustee, or issued to an association of public employees formed for purposes other than obtaining insurance and having, when the policy is placed in force, a membership in the classes eligible for insurance of not less than seventy-five percent of the number of employees eligible for membership in such classes, which department head or trustee or association shall be deemed the policyholder, to insure such employees for the benefit of persons other than the policyholder or any of its officials, subject to the following requirements:

(1) The persons eligible for insurance under the policy shall be all of the employees of the department or members of the association, or all of any class or classes thereof determined by conditions pertaining to their employment, or to membership in the association, or both.

(2) The premium for the policy shall be paid by the policyholder, in whole or in part either from salary deductions authorized by, or charges collected from, the insured employees or members specifically for the insurance, or from the association's own funds, or from both. Any such deductions from salary may be paid by the employer to the association or directly to the insurer. No policy may be placed in force unless and until at least seventy-five percent of the then eligible employees or association members, excluding any as to whom evidence of individual insurability is not satisfactory to the insurer, have elected to be covered and have authorized their employer to make any required deductions from salary.

(3) The rate of charges to the insured employees or members specifically for the insurance, and the dues of the association if they include the cost of insurance, shall be determined according to each attained age or in not less than four reasonably spaced attained age groups. In no

event shall the rate of such dues or charges be level for all members regardless of attained age.

(4) The policy must cover at least twenty-five persons at date of issue.

(5) The amounts of insurance under the policy must be based upon some plan precluding individual selection either by the employees or members or by the association. Such amounts shall in no event exceed ((five)) fifteen thousand dollars of life insurance in the case of any employee or member, and the amount of life insurance shall not exceed one thousand five hundred dollars in the case of retired employees or members and persons over age sixty-five.

As used herein, "public employees" means employees of the United States government, or of any state, or of any political subdivision or instrumentality of any of them."

Renumber the remaining sections consecutively.

On page 1, line 7 of the title following "RCW 48.18A.060;" and before "amending" insert "amending section .24.06, chapter 79, Laws of 1947 as last amended by section 21, chapter 195, Laws of 1963 and RCW 48.24.060;"

Signed by Representatives Shera, Chairman, Pardini, Vice Chairman, Backstrom, Bagnariol, Barden, Blair, Hoggins, Hubbard, King, Litchman, Merrill, Ross.

To Committee on Rules and Administration for second reading.

January 24, 1972

HOUSE BILL NO. 272, Prime Sponsor: Representative Barden, giving consideration to investing certain funds in vocational training loans, reported by Committee on Higher Education.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass. Signed by Representatives Benitz, Chairman, Rabel, Vice Chairman, Anderson, Bluechel, Bottiger, Douthwaite, Garrett, Gladder, Goldsworthy, King, Knowles, Maxie, Shera, Shinpoch.

To Committee on Rules and Administration for second reading.

January 26, 1972

HOUSE BILL NO. 299, Prime Sponsor: Representative Randall, allowing receivables collectible in future fiscal years to be included in preliminary budgets of school districts, reported by Committee on Education and Libraries.

MAJORITY recommendation: Do pass. Signed by Representatives Hoggins, Chairman, Mentor, Vice Chairman, Brouillet, Brown, Conway, Costanti, Hatfield, Johnson, Jones, McDermott, Randall.

To Committee on Rules and Administration for second reading.

January 26, 1972

HOUSE BILL NO. 318, Prime Sponsor: Representative Mentor, relating to education, reported by Committee on Education and Libraries.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass. Signed by Representatives Hoggins, Chairman, Mentor, Vice Chairman, Brown, Charette, Conway, Costanti, Hatfield, Jones, Randall, Smythe.

To Committee on Rules and Administration for second reading.

January 26, 1972

HOUSE BILL NO. 337, Prime Sponsor: Representative Hansey, providing for a personal use salmon license, reported by Committee on Natural Resources and Ecology.

MAJORITY recommendation: Do pass with the following amendments:

On page 2, section 5, after line 22 add:  
"Nonresident Three dollars Seven days"

On page 2, beginning on line 23, insert a new section as follows:

"NEW SECTION. Sec. 6. Any person deputized by the director to issue personal-use salmon licenses as authorized by this act, shall charge the sum of twenty-five cents in addition to collecting fees prescribed by law for issuing such licenses, which sum shall be retained by him for his services."

Renumber the remaining sections consecutively.

Signed by Representatives Newhouse, Vice Chairman, Berentson, Bradley, Charnley, Conner, Flanagan, Gilleland, Hansey, Kilbury, Luders, North, Richardson, Schumaker, Smith, Spanton, Van Dyk, Wanamaker.

To Committee on Rules and Administration for second reading.

January 26, 1972

HOUSE BILL NO. 349, Prime Sponsor: Representative Eikenberry, relating to landlords' liens, reported by Committee on Judiciary.

MAJORITY recommendation: Do pass. Signed by Representatives Julin, Chairman, Eikenberry, Vice Chairman, Knowles, Marsh, Richardson, Rosellini, Ross, Spanton.

To Committee on Rules and Administration for second reading.

January 26, 1972

HOUSE BILL NO. 408, Prime Sponsor: Representative Ross, providing for operation of certain schools by educational service corporations, reported by Committee on Education and Libraries.

MAJORITY recommendation: Do pass with the following amendment:

On page 3, beginning on line 11 strike section 6 and insert:

"NEW SECTION. Sec. 6. (1) The teachers from the school district contracting with the educational service corporation who are employed to teach in a demonstration school shall retain employee status with the school district while employed by the educational service corporation.

(2) Teachers in a demonstration school, whether from the contracting school district or from an outside school district, and personnel hired as teachers by a demonstration school shall be eligible to join or continue to make contributions to the state teachers' retirement system, as established by chapter 41.32 RCW, with full rights and privileges of other members."

Signed by Representatives Mentor, Vice Chairman, Brown, Conway, Hatfield, Jones, McDermott, Polk, Randall, Smythe.

To Committee on Rules and Administration for second reading.

January 26, 1972

HOUSE BILL NO. 413, Prime Sponsor: Representative Brown, implementing law holding harmless from liability school directors in carrying out their duties, reported by Committee on Education and Libraries.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass. Signed by Representatives Hoggins, Chairman, Mentor, Vice Chairman, Brouillet, Brown, Conway, Costanti, Hatfield, Johnson, Jones, McDermott, Polk, Randall, Smythe.

To Committee on Rules and Administration for second reading.

January 26, 1972

HOUSE BILL NO. 417, Prime Sponsor: Representative Kuehnle, implementing provisions of the franchise investment protection act, reported by Committee on Business and Professions.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass. Signed by Representatives Curtis, Chairman, Kuehnle, Vice Chairman, Backstrom, Bagnariol, Ceccarelli, Farr,

Gallagher, Gladder, Hatfield, Pardini, Perry, Polk, Wojahn.

To Committee on Rules and Administration for second reading.

January 26, 1972

HOUSE BILL NO. 438, Prime Sponsor: Representative Kopet, creating a priority list of persons who may give consent to an autopsy in any particular case, reported by Committee on Social and Health Services.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 1, line 25 strike "diligent" and insert "reasonable"

On page 1, section 1, line 27 after "persons" insert "immediately"

On page 2, section 1, line 5 after "mortem." insert "Nothing in this 1972 amendatory act shall serve to prohibit any coroner from ordering any autopsy as provided for in RCW 68.08.100."

Signed by Representatives Farr, Chairman, Gladder, Vice Chairman, Adams, Beck, Ceccarelli, Charnley, Conway, Eikenberry, Garrett, Jastad, Kiskaddon, Kopet, Marsh, Marzano, Zimmerman.

To Committee on Rules and Administration for second reading.

January 26, 1972

HOUSE BILL NO. 443, Prime Sponsor: Representative Marsh, providing services for developmentally disabled persons, reported by Committee on Social and Health Services.

MAJORITY recommendation: Do pass with the following amendments:

On page 2, section 2, line 33 after "retardation," strike "feeble-mindedness,"

On page 3, section 2, line 1 after "blindness" strike ", and other perceptual-motor disabilities"

Signed by Representatives Farr, Chairman, Gladder, Vice Chairman, Adams, Beck, Ceccarelli, Charnley, Conway, Garrett, Jastad, Kirk, Kiskaddon, Kopet, Marsh, Marzano, Paris, Zimmerman.

To Committee on Rules and Administration for second reading.

January 26, 1972

HOUSE BILL NO. 444, Prime Sponsor: Representative Marsh, establishing an office of the public administrator within the attorney general's office, reported by Committee on Judiciary.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, line 12 strike section 2 and insert:

"NEW SECTION. Sec. 2. The public administrator or any private person or agency may petition the probate department of any superior court of this state for appointment of the public administrator as administrator of the estate of a deceased person or as guardian of the estate of any minor or incompetent person: PROVIDED, That the estate is of a value of not more than seven thousand five hundred dollars, and is an estate in which the state or any of its departments or agencies may have a claim, demand, or any right, title or interest other than inheritance taxes, or in which the decedent minor or incompetent person, by virtue of his special status or circumstances, is now receiving or has received any assistance, benefit or service from any agency of the state. Such appointment shall be within the discretion of the court, as in any other appointment under the probate code of this state. In any case in which a guardian, executor or administrator is removed by court order or is otherwise unable to serve, and the state has an interest other than inheritance taxes, claim, demand or any right, title or interest in such estate, or in which the heir, devisee, legatee, minor or incompetent person, by virtue of his special status or circumstances is now receiving or has received any assistance, benefit or service from any agency of the state, the public administrator may, in the discretion of the court, be appointed as a successor administrator or guardian."

On page 3, beginning on line 2 strike section 5 and insert:

"NEW SECTION. Sec. 5. Any agency of state government or private person or agency may apply to the office of the public administrator requesting the public administrator to commence proceedings for the probate of a decedent's estate or for the appointment as guardian of the estate of a minor or incompetent person when the estate is of a value of not more than seven thousand five hundred dollars and an agency of the state government has any claim, demand, right, title or interest other than inheritance taxes in the property of the estate, or the decedent or minor or incompetent person, by virtue of his special status or circumstances, is receiving or has received any assistance, benefit, or service from an agency of the state government. The public administrator shall promulgate rules and regulations concerning the manner and form in which such applications shall be made and such other rules and regulations as may be necessary for the enforcement of the provisions of this 1972 act."

Signed by Representatives Julin, Chairman, Knowles, Marsh, Richardson, Rosellini, Ross.

To Committee on Rules and Administration for second reading.

January 26, 1972

HOUSE BILL NO. 446, Prime Sponsor: Representative Mentor, providing for the election of the state committee and enumerating its powers, reported by Committee on Elections and Apportionment.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, section 1, line 26 strike the semicolon and insert "for any federal or state office to be voted on by the electors of more than one county:"

Signed by Representatives Brown, Chairman, May, North, Pardini, Smythe.

MINORITY recommendation: Do not pass. Signed by Representative Grant.

To Committee on Rules and Administration for second reading.

January 26, 1972

HOUSE BILL NO. 467, Prime Sponsor: Representative Kiskaddon, implementing law relating to definitions of resident and nonresident students in institutions of higher education, reported by Committee on Higher Education.

MAJORITY recommendation: Do pass with the following amendments:

On page 3, section 2, beginning on line 29 after "student" strike all the matter down to and including "enrolled" on line 30

On page 3, section 2, line 31 strike "the" and insert "an"

Signed by Representatives Benitz, Chairman, Rabel, Vice Chairman, Anderson, Bluechel, Bottiger, Douthwaite, Garrett, Gladder, Goldsworthy, Kiskaddon, Knowles, Maxie, Shera, Shinpoch.

To Committee on Rules and Administration for second reading.

January 21, 1972

HOUSE BILL NO. 468, Prime Sponsor: Representative Farr, providing that doctors shall have previous medical histories in child abuse cases, reported by Committee on Social and Health Services.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, section 1, line 12 after "chapter" strike the balance of the bill and insert "and, to those professionals, defined by rules and regulations, who might be treating the child and/or family: provided, that such law enforcement agencies and professionals shall not further disseminate or release such information so

provided to them and shall respect the confidentiality of such information."

Signed by Representatives Farr, Chairman, Gladder, Vice Chairman, Adams, Beck, Ceccarelli, Charnley, Conway, Eikenberry, Garrett, Jastad, Kirk, Kiskaddon, Kopet, Marsh, Marzano, Paris, Zimmerman.

To Committee on Rules and Administration for second reading.

January 26, 1972

HOUSE BILL NO. 477, Prime Sponsor: Representative Bauer, providing for a nonresident personal use salmon license for freshwater fishing, reported by Committee on Natural Resources and Ecology.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 1, line 9 after "nonresident" and before "to" insert "sixteen years of age or older"

On page 1, section 2, line 26 following "therein." insert a new subparagraph

"(3) All nonresident personal-use salmon fishing licenses issued pursuant to this section shall be exclusively in the form of punch cards."

On page 1, following line 26 insert a new section to read as follows:

"NEW SECTION. Sec. 3. For purposes of this act, 'nonresident' shall be defined as any person who, at the time of application for a personal-use salmon license, has not resided within the state for at least 90 consecutive days."

ReNUMBER the following sections consecutively.

On page 3, line 1 strike all of section 6 and insert:

"NEW SECTION. Sec. 6. There is established in the state treasury a fund to be known as the sport salmon license fund which shall consist of all moneys received from fees for the sale of nonresident personal-use salmon licenses. Such funds shall be added to the current level of support of department programs from the general fund and shall be used upon appropriation for department programs relating to sport salmon fishing and sport salmon propagation, enhancement, regulation, and for distribution of information on sport fishery. No funds accrued from the sale of nonresident personal-use salmon licenses shall be diverted to any purpose other than those enumerated herein."

Signed by Representatives Zimmerman, Chairman, Newhouse, Vice Chairman, Charnley, Cunningham, Flanagan, Gilleland, Kilbury, Luders, Martinis, North, Richardson, Schumaker, Smith, Spanton, Van Dyk, Wanamaker.

To Committee on Rules and Administration for second reading.

January 26, 1972

HOUSE BILL NO. 512, Prime Sponsor: Representative Ross, providing for publication of notice of certain elections in non-English newspapers, reported by Committee on Elections and Apportionment.

MAJORITY recommendation: Do pass. Signed by Representatives Brown, Chairman, Grant, May, Moon, North, Smythe.

To Committee on Rules and Administration for second reading.

January 26, 1972

HOUSE BILL NO. 521, Prime Sponsor: Representative Kopet, providing tuberculosis treatment of persons unable to pay, reported by Committee on Social and Health Services.

MAJORITY recommendation: Do pass. Signed by Representatives Farr, Chairman, Gladder, Vice Chairman, Adams, Beck, Ceccarelli, Charnley, Eikenberry, Garrett, Kiskaddon, Kopet, Marsh, Paris.

To Committee on Rules and Administration for second reading.

January 26, 1972

HOUSE BILL NO. 537, Prime Sponsor: Representative Kopet, shortening time for declaration of undisclosed income or resources to department of public assistance by persons receiving such assistance, reported by Committee on Social and Health Services.

MAJORITY recommendation: Do pass. Signed by Representatives Farr, Chairman, Gladder, Vice Chairman, Adams, Beck, Ceccarelli, Charnley, Conway, Eikenberry, Garrett, Jastad, Kirk, Kiskaddon, Kopet, Marsh, Paris, Zimmerman.

To Committee on Rules and Administration for second reading.

January 26, 1972

HOUSE CONCURRENT RESOLUTION NO. 10, Prime Sponsor: Representative Backstrom, authorizing the continued study of alternative methods for funding various retirement systems, reported by Committee on Financial Institutions and Insurance.

MAJORITY recommendation: Do pass. Signed by Representatives Shera, Chairman, Backstrom, Bagnariol, Barden, Blair, Hoggins, Hubbard, King, Litchman, Luders, Merrill, Ross.

To Committee on Rules and Administration for second reading.

January 25, 1972

ENGROSSED SENATE BILL NO. 15, Prime Sponsor: Senator Andersen, providing free tuition at certain institutions of education for children of citizens determined to be prisoners of war or missing in action in Southeast Asia, reported by Committee on Higher Education.

MAJORITY recommendation: Do pass. Signed by Representatives Benitz, Chairman, Rabel, Vice Chairman, Anderson, Bluechel, Bottiger, Douthwaite, Garrett, Gladder, Goldsworthy, King, Kiskaddon, Knowles, Maxie, Shera, Shinpoch.

To Committee on Rules and Administration for second reading.

#### SECOND READING

HOUSE BILL NO. 139, by Representatives Flanagan, Wolf, Bottiger, Julin, Moon, Williams, Newhouse, Haussler, Sawyer, Perry, McDermott, Amen, Bledsoe, Bozarth, Conway, Curtis, Eikenberry, Gallagher, Hoggins, Litchman, Schumaker, Wojahn and Zimmerman (by Property Tax Committee request):

Providing for notification to property owners of changes in assessed valuation.

The bill was read the second time.

Mr. Benitz moved adoption of the following amendment:

On page 1, section 1, line 9 after "change" and before "in" insert "exceeding one thousand dollars"

Representative Benitz spoke in favor of the amendment, and Representatives Bottiger and Wolf spoke against it.

The amendment by Mr. Benitz was not adopted.

Mr. Grant moved adoption of the following amendment:

On page 1, section 1, line 13 after "March 1st" and before the period insert ": PROVIDED FURTHER, That property taxes will not be required on farm land of under five acres where one dozen eggs or more are produced weekly"

The amendment by Mr. Grant was not adopted.

Mr. Wolf moved adoption of the following amendment by Representatives Wolf and Sawyer:

On page 2, line 11, following section 1, add a new section to read as follows:

"NEW SECTION. Sec. 2. There is added to chapter 84.36 RCW a new section to read as follows:

Any physical improvement upon real property shall be exempt from taxation for the five assessment years subsequent to the completion of the improvement to the extent that the improvement represents 30 percent or less of the value of the original structure. A taxpayer desiring to obtain the exemption granted by this section must file notice of his intention to construct the improvement prior to the improvement being made on forms prescribed by the department of revenue and furnished to the taxpayer by the county assessor.

The department of revenue shall promulgate such rules and regulations as are necessary and convenient to properly administer the provisions of this section."

Mr. Wolf spoke in favor of adoption of the amendment, and Mr. Haussler spoke against it.

POINT OF INQUIRY

Mr. Wolf yielded to question by Mr. Shera.

Mr. Shera: "Mr. Wolf, under the reevaluation program that we now have, as I understand it, we are required to reassess each parcel once every four years. How would the assessor treat an improvement on the property if that fourth year came around inside the five years that are excluded on improvements?"

Mr. Wolf: "I am glad you asked this question because Representative Haussler also wanted to give this body the impression that it would be an impossibility. The assessor's offices keep files of all property. Once you applied for an improvement, your parcel number would be, so-called, 'ticklered.' There would be a tab on it saying, 'This is for reappraisal on the basis of improvements five years from today.' Your reevaluation program would proceed, and the original appraisal could go up, and probably would go up, but the amount of the improvement within 30 percent, 10 percent, 15 percent (maybe you just added a driveway and it only improved it 10 percent)--that part would not go on the reappraisal system until the end of the fifth year. So you would have a five-year moratorium on just the improvement--not the value of the property. The \$10,000 house that would have gone to \$11,000 under reappraisal would be reappraised at \$11,000. The improvement--the extra room, the fireplace, the patio, the new roof--would not go on until the fifth year was completed."

POINT OF INQUIRY

Mr. Wolf yielded to question by Mr. Chatalas.

Mr. Chatalas: "Mr. Wolf, if I had a \$1,000,000 office building, and I added a \$300,000 improvement, would that be exempt for five years?"

Mr. Wolf: "It would not be what you would call 'exempt.' The \$300,000 improvement would not be reappraised until the end of five years."

Mr. Chatalas: "What a boondoggle."

Mr. Wolf: "This is very, very similar to the tax deferral that Senator Greieve has brought out of the Commerce Committee, saying that industry (industry alone) should get this break--industry should be able to defer their taxes for five years. This would apply also to homeowners, and I understand there is an amendment on the desk to restrict it to homeowners. I think you might listen to that amendment if you think this is too much for 'Jobs Now.'"

#### POINT OF INQUIRY

Mr. Wolf yielded to question by Mr. Flanagan.

Mr. Flanagan: "Representative Wolf, I'm not just sure in this language what types of improvements would be included. For example, on my farm I occasionally construct a cement ditch for irrigation. Would that be included in this amendment?"

Mr. Wolf: "Representative Flanagan, my answer will be 'yes,' based on the fact that your new irrigation or drainage ditch did not exceed 30 percent of the value of the present drainage ditches or irrigation ditches."

Mr. Flanagan: "I thought it wouldn't exceed 30 percent of the value of the total property on which the cement ditch was placed."

Mr. Wolf: "It is only the physical improvement, so if you had \$100,000 worth of drainage ditches, you could improve by adding \$30,000 worth of drainage ditches."

Mr. Flanagan spoke against adoption of the amendment by Mr. Wolf and Mr. Sawyer.

Mr. Farr moved adoption of the following amendment by Representatives Farr and Litchman to the amendment by Representatives Wolf and Sawyer:

Amend the amendment by Representatives Wolf and Sawyer as follows: In section 2, line 3, after "upon" and before "shall be" strike "real property" and insert "single family residence"

Mr. Farr spoke in favor of adoption of the amendment.

POINT OF INQUIRY

Mr. Farr yielded to question by Mr. Copeland.

Mr. Copeland: "Do you wish to eliminate downtown, commercial properties from your amendment?"

Mr. Farr: "Mr. Copeland, I personally might not, but I feel that the intent . . ."

Mr. Copeland: "Let me ask you another question. Does your amendment eliminate commercial, downtown property?"

Mr. Farr: "I don't know, but in my view, I would think it probably did."

Representatives Copeland, Ceccarelli and Mentor spoke against adoption of the amendment by Representatives Farr and Litchman to the amendment by Representatives Wolf and Sawyer.

POINT OF INQUIRY

Mr. Wolf yielded to question by Mr. Williams.

Mr. Williams: "Representative Wolf, as I look at this, I am wondering if it wouldn't be possible for a person, whether just a single family or otherwise, to pyramid a series of permits over either a one-year or a five-year period so that even if you made 30 percent improvement per year over a five-year period as a minimum, you would have a 150 percent improvement on the property?"

Mr. Wolf: "My answer is 'no.' You make an application on forms developed by the department of revenue and supplied to the assessors of this state, and it would be based on a single improvement, not to exceed 30 percent. It is not the intent of this amendment to allow the construction of absolutely new buildings, by 30 percent a year improvements."

Mr. Farr closed debate, speaking in favor of the amendment to the amendment.

The amendment by Representatives Farr and Litchman to the amendment by Representatives Wolf and Sawyer to House Bill No. 139 was not adopted.

On motion of Mr. Charnley, the following amendment by Representatives Charnley and Williams to the amendment by Representatives Wolf and Sawyer was adopted:

Amend the amendment by Representatives Wolf and Sawyer as follows: In section 2, after the first paragraph insert ": PROVIDED, That this exemption cannot be claimed more than once in a five-year period"

The Speaker stated the question before the House to be the amendment by Representatives Wolf and Sawyer as amended by Representatives Charnley and Williams.

Representative Bottiger spoke against adoption of the amendment, and Representatives Gladder and Litchman spoke in favor of it.

#### POINT OF INQUIRY

Mr. Wolf yielded to question by Mr. Polk.

Mr. Polk: "Perhaps this was clarified earlier and I just missed it, Representative Wolf, but there are a couple of questions. First, when is the construction considered complete, and who judges the completeness of it, and are you suggesting that the department of revenue would determine this by rule and regulation? And question number two: How is the original value determined? Is this the assessed valuation, or is it a judgment that is to be made by someone (and who?) at the time that the construction starts?"

Mr. Wolf: "Yes, on the completion date, and appraised value is the answer to your second question."

Mr. Wolf demanded an electric roll call and the demand was sustained.

#### ROLL CALL

The Clerk called the roll on adoption of the amendment by Representatives Wolf and Sawyer, as amended by Representatives Charnley and Williams, to House Bill No. 139, and the amendment was adopted by the following vote: Yeas, 76; nays, 19; not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Bagnariol, Barden, Bauer, Beck, Blair, Bluechel, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Copeland, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Gallagher, Garrett, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Hoggins, Hubbard, Hurley, Jastad, Jueling, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Marsh, Martinis, Marzano, McCormick, McDermott, Mentor, Merrill, North, O'Brien, Paris, Perry, Polk, Rabel, Richardson, Rosellini, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Benitz, Berentson, Bledsoe, Bottiger, Costanti, Flanagan, Gilleland, Haussler, Johnson, Jones, Julin, Kilbury, May, Moon, Morrison, Newhouse, Pardini, Randall, Ross.

Not voting: Representatives Backstrom, Conway, Lysen, Maxie.

#### MOTION

Mr. Bottiger moved that the House defer further consideration of House Bill No. 139 on second reading, and the bill be placed at the bottom of today's second reading calendar.

Mr. Bottiger spoke in favor of the motion, and Mr. Wolf spoke against it.

The motion by Mr. Bottiger was carried.

HOUSE BILL NO. 27, by Representatives Beck, Charnley, Cunningham, Douthwaite and Martinis:

Providing noise limits for motor vehicles.

Committee on Transportation recommendation: Majority, do pass as amended. (For amendments see Journal for fourteenth day, January 23, 1972.)

The bill was read the second time.

Mr. Berentson moved adoption of the committee amendment.

Mr. Haussler moved adoption of the following amendment by Representatives Douthwaite and Haussler:

Amend the amendment by the Committee on Transportation as follows: On page 5, after section 5, add a new section to read as follows:

"NEW SECTION. Sec. 6. The provisions of this act shall not apply to nonlicensed farm vehicles."

Representatives Haussler and Douthwaite spoke in favor of adoption of the amendment.

#### POINT OF INQUIRY

Mr. Douthwaite yielded to question by Mr. Wolf.

Mr. Wolf: "Representative Douthwaite, I read the act as saying, 'No person shall sell or offer for sale for use upon a public highway . . .' Do you think your new section six is necessary?"

Mr. Douthwaite: "Yes, I've been advised by several professional farmers here that this would cause them some difficulty as it reads, and therefore I think it is necessary."

Mr. Van Dyk spoke in favor of the amendment to the committee amendment.

The amendment by Representatives Douthwaite and Haussler to the committee amendment to House Bill No. 27 was adopted.

Mr. Berentson spoke in favor of adoption of the committee amendment as amended.

The committee amendment, as amended by Representatives Douthwaite and Haussler, was adopted.

House Bill No. 27 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 27 was placed on final passage.

Mr. Berentson spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 27, and the bill passed the House by the following vote: Yeas, 95; nays, 1; not voting, 3.

Voting yeas: Representatives Adams, Amen, Anderson, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nays: Representative Richardson.

Not voting: Representatives Backstrom, Conway, Hurley.

Engrossed House Bill No. 27, 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.

HOUSE BILL NO. 126, by Representatives Wolf, Benitz, Conner, Conway, Hurley, Jones, Kirk, Marsh, O'Brien and Paris:

Authorizing vocational rehabilitation services payments out of federal or other funding only.

Committee on Social and Health Services recommendation: Majority, do pass with the following amendment:

On page 2, section 2, line 8 after "funding" insert "is or"

The bill was read the second time.

On motion of Mr. Farr, the committee amendment was adopted.

House Bill No. 126 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 126 was placed on final passage.

Mr. Wolf spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 126, and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoeh, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Conway, Hurley, Rabel.

Engrossed House Bill No. 126, 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.

HOUSE BILL NO. 95, by Representatives Kiskaddon, McDermott, Ross, Rabel and Maxie (by Department of Social and Health Services request):

Removing visitation restrictions on condemned prisoners.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 95 was placed on final passage.

Mr. Kiskaddon spoke in favor of passage of the bill.

POINT OF INQUIRY

Mr. Kiskaddon yielded to question by Mr. Kilbury.

Mr. Kilbury: "Representative Kiskaddon, the language struck is the prohibition of visitation for condemned prisoners. Having struck the language, the law then becomes silent as to the visitation. Is it the intent of this legislation to permit visitation to the condemned prisoners?"

Mr. Kiskaddon: "Yes, it is."

## POINT OF INQUIRY

Mr. Kiskaddon yielded to question by Mr. Gladder.

Mr. Gladder: "Representative Kiskaddon, I note that condemned prisoners can have visitations by their lawyers, their ministers, their doctors, and members of their immediate family. Who else would you care to include?"

Mr. Kiskaddon: "The other inmates of the institution who would like to visit them (for those people who do not have an immediate family--and many of them do not). Then there are members of the local community who are willing to spend their time to go in and talk to these men as friends, so that they would not be totally isolated from the world."

## ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 95, and the bill passed the House by the following vote: Yeas, 89; nays, 6; not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Gallagher, Garrett, Gilleland, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Jastad, Johnson, Jones, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Randall, Rosellini, Ross, Savage, Sawyer, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Gladder, Juelling, Kuehne, May, Richardson, Schumaker.

Not voting: Representatives Conway, Flanagan, Hurley, Rabel.

House Bill No. 95, 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.

HOUSE BILL NO. 150, by Representatives Conner, Hubbard, Randall and Gilleland (by Department of Highways request):

Amending the rules of the road pertaining to the use of the roadway.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 150 was placed on final passage.

Mr. Conner spoke in favor of the bill.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 150, and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Copeland, Costanti Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Conway, Hurley, Rabel.

House Bill No. 150, 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.

ENGROSSED SENATE BILL NO. 45, by Senators Ridder, Peterson (Ted) and Odegaard (by Joint Committee on Education request):

Changing law relating to apportionment of state funds to school districts.

The bill was read the second time.

Mr. Barden moved adoption of the following amendment by Representatives Barden, Cunningham and Hoggins:

On page 2, line 28, following section 1, add a new section to read as follows:

"NEW SECTION. Sec. 2. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.41 RCW a new section to read as follows:

Each school district shall estimate and report to the superintendent of public instruction by May 1 of each year such amount of moneys the district will fail to receive during their present fiscal year due to the nonpayment of local property taxes within the district; such estimate shall be based fundamentally upon the amount of moneys the district failed to receive because of nonpayment of such property taxes during the first six months of the then fiscal year and during the last six months of the preceding fiscal year. The superintendent, in presenting his budget to the governor, shall include therein an amount sufficient to reimburse the school districts for moneys lost due to such nonpayment of taxes,

which moneys shall be deemed amounts needed for state support to the common schools under RCW 28A.41.050. In their computation, school districts shall offset any estimate of loss of tax moneys with an estimate of tax moneys to be received during such period from delinquent tax payments."

Renumber the remaining section consecutively.

Mr. Barden spoke in favor of the amendment, and the amendment was adopted.

On motion of Mr. Barden, the following amendment by Representatives Barden, Cunningham and Hoggins to the title was adopted:

On page 1, line 3 of the title following "28A.48.010;" insert "adding a new section to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.41 RCW;"

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 45 as amended by the House, was placed on final passage.

Mr. Hoggins spoke in favor of passage of the bill.

#### POINT OF INQUIRY

Mr. Hoggins yielded to question by Mr. Curtis.

Mr. Curtis: "Representative Hoggins, I am just concerned about one thing, and I think the dates answer my question, but if you could clarify please. The bookkeeping changes that were made in the budget last session when we approved the biennium budget called for some changes. If I'm not mistaken, the schools will not receive their normal full allotment of June money in 1973 until July--actually next biennium. If I understand that correctly, this will would not affect that. My concern is that December has passed, of this year, and June will be affected by this bill--this coming June--but that is 1972. So my fears are not founded, are they? Can you just clarify my point? (Or do you even understand my question?)"

Mr. Hoggins: "I think you are afraid of the bogeyman, but I'll see if I can try to answer it this way: This does not alter that bookkeeping gimmick we went through. All that we are altering is the schedule-- the percentage of funds that school districts receive for two months of the year--December and June."

#### POINT OF INQUIRY

Mr. Barden yielded to question by Mr. King.

Mr. King: "Representative Barden, what would happen under your amendment if the school district, either by error or because of an upturn in the economy, underanticipated to a considerable amount the amount of revenue coming into the district so that they ended up with

a surplus, both over their budget and over the revenue? What would happen with the money? Would that surplus then be available for use in that school district in the following year?"

Mr. Barden: "No."

Mr. Pardini spoke against passage of the bill, and Mr. Hoggins spoke again in favor of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 45 as amended by the House, and the bill passed the House by the following vote: Yeas, 86; nays, 10; not voting, 3.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Gallagher, Garrett, Gilleland, Gladder, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kraabel, Kuehne, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman.

Voting nay: Representatives Amen, Flanagan, Goldsworthy, Kopet, Morrison, Newhouse, Pardini, Schumaker, Shera, Mr. Speaker.

Not voting: Representatives Benitz, Conway, Hurley.

Engrossed Senate Bill No. 45 as amended by the House, 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.

HOUSE BILL NO. 58, by Representatives Hoggins, Luders, Brown, Flanagan, Smythe, Kopet, Knowles and Randall (by Joint Committee on Education request):

Changing law relating to apportionment of state funds to save school districts interest payments.

#### MOTION

On motion of Mr. Morrison, House Bill No. 58 was rereferred to the Committee on Education and Libraries.

HOUSE BILL NO. 133, by Representatives Julin, Eikenberry, North, Rabel and Litchman:

Providing that additional departments of municipal court may be added as needed.

The bill was read the second time.

On motion of Mr. Julin, the following amendment was adopted:

On page 2, line 10 after the period and before "Such" insert the following: "The judges of the municipal court shall promulgate rules establishing general standards for the use of judges pro tempore. A copy of said rules shall be filed with the legislative authority of the city at the time of budget consideration."

House Bill No. 133 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 133 was placed on final passage.

Mr. Julin spoke in favor of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 133, and the bill passed the House by the following vote: Yeas, 94; nays, 2; not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Mr. Speaker.

Voting nay: Representatives Smith, Zimmerman.

Not voting: Representatives Conway, Hurley, Kuehnle.

Engrossed House Bill No. 133, 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.

HOUSE BILL NO. 66, by Representatives Savage, Bledsoe, Kilbury and Benitz (by Joint Committee on Nuclear Energy request):

Expanding advisory council on nuclear energy and radiation.

Committee on State Government recommendation: Majority, do pass with the following amendment:

On page 1, line 24 after "fiscal management" insert "department of civil defense"

The bill was read the second time.

On motion of Mr. Bluechel, the committee amendment was adopted.

House Bill No. 66 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 66 was placed on final passage.

Mr. Savage spoke in favor of the bill.

#### POINT OF INQUIRY

Mr. Savage yielded to question by Mr. Ross.

Mr. Ross: "Do you have a fiscal note on this legislation, Representative Savage? How much is it going to cost the state to have this council?"

Mr. Savage: "I don't have a fiscal note, except that we do know that the council is not going to cost any more than it does now, and if we are able to accept gratuities, it will even cost less than it does now. There is an advisory council now but mostly to the Governor. This will broaden the field, without much expense at all, and perhaps no more expense. It does take off one department and puts on some others that makes it more appropriate for a science council."

Representative Ross spoke against passage of the bill, and Representatives Bledsoe, Kilbury and Bradley spoke in favor of it.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 66, and the bill passed the House by the following vote: Yeas, 95; nays, 2; not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Gallagher, Ross.

Not voting: Representatives Conway, Hurley.

Engrossed House Bill No. 66, 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.

HOUSE BILL NO. 171, by Representatives Wolf, Haussler, Newhouse and North (by Legislative Council request):

Repealing certain statutes relating to the valuations of trust lands sold for park purposes.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 171 was placed on final passage.

Mr. Hoggins spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 171, and the bill passed the House by the following vote: Yeas, 95; nays, 2; not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Haussler, Hubbard, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Grant, Hoggins.

Not voting: Representatives Conway, Hurley.

House Bill No. 171, 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.

#### EXPLANATION OF VOTE

I wish the record to show my reason for voting "no" on final passage of House Bill No. 171. I voted "no" for the purpose of being selected for a conference committee should one be necessary. DALE E. HOGGINS, 21st District.

HOUSE BILL NO. 94, by Representatives Conway, Eikenberry and Paris (by Department of Social and Health Services request):

Providing for lien of department of social and health services on time loss compensation under

workmen's compensation to extent of public assistance rendered.

Committee on Social and Health Services recommendation: Majority, do pass with the following amendments:

On page 2, section 2, line 8 after "\$.....," strike "to ..... in the amount of \$....."

On page 2, section 2, line 9 after "lien" insert "in the amount of \$.....,"

On page 3, section 4, line 2 after "funds" insert "up to the amount claimed"

The bill was read the second time.

On motion of Mr. Farr, the committee amendments were adopted.

Mr. Eikenberry moved adoption of the following amendment by Mr. Conway:

On page 1, section 1, line 10 after "assistance" insert "or compensation, whichever is less,"

Mr. Eikenberry spoke in favor of the amendment by Mr. Conway.

#### POINT OF INQUIRY

Mr. Farr yielded to question by Mr. Bottiger.

Mr. Bottiger: "Mr. Farr, have you analyzed this amendment? Do you know what it is doing?"

Mr. Farr: "We should properly be taling on third reading about what the bill does. It tries to permit the department of public assistance to recover up to 80 percent of the net award that a recipient of public assistance might receive--the award being received from workmen's compensation."

#### MOTION

On motion of Mr. Newhouse, the House deferred further consideration of House Bill No. 94 on second reading, and the bill was ordered placed at the bottom of today's second reading calendar.

HOUSE BILL NO. 63, by Representatives Julin and Wojahn (by Judicial Council request):

Prescribing the duties of clerks handling fines of municipal ordinances.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 63 was placed on final passage.

Mr. Julin spoke in favor of the bill.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 63, and the bill passed the House by the following vote: Yeas, 96; nays, 1; not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Willians, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representative Ross.

Not voting: Representatives Benitz, Hurley.

House Bill No. 63, 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.

EXPLANATION OF VOTE

My "no" vote on House Bill No. 63 was a mistake. It was my impression that I was voting on House Bill No. 94.

MICHAEL K. ROSS, 37th District.

HOUSE BILL NO. 177, by Representatives Hubbard, Julin and Copeland:

Providing for the state to pay the costs of an appeal constitutionally guaranteed to a person unable to pay such costs.

Committee on Judiciary recommendation: Majority, do pass as amended. (For amendments see Journal for twelfth day, January 21, 1972.)

The bill was read the second time.

On motion of Mr. Julin, the committee amendments were adopted.

House Bill No. 177 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 177 was placed on final passage.

Mr. Julin spoke in favor of passage of the bill.

### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 177, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Willians, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representative Hurley.

Engrossed House Bill No. 177, 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.

HOUSE BILL NO. 221, by Representatives Gilleland, Conner, Perry, Amen, Gallagher, Spanton, Wanamaker, O'Brien and Berentson:

Clarifying provisions relative to motor fuel tax exemptions.

Committee on Transportation recommendation: Majority, do pass with the following amendments:

On page 2, section 2, line 31 after "pumping" and before "fuel" insert "propane, or"

On page 3, section 2, line 3 after "invoices of" strike "fuel" and insert "propane, or fuel or heating"

On page 5, section 3, line 7 strike "(3)" and insert "((3))"

The bill was read the second time.

On motion of Mr. Wanamaker, the committee amendment to page 2 was adopted.

On motion of Mr. Berentson, the committee amendments to pages 3 and 5 were adopted.

Mr. Van Dyk moved adoption of the following amendments:

On page 7, section 4, line 8 after "department" and

before "to conduct" insert "in cooperation with the department of ecology"

On page 7, section 4, line 19 after "department" and before "on forms" insert "and the department of ecology"

Mr. Van Dyk spoke in favor of the amendments, and Mr. Berentson spoke against them.

Mr. Van Dyk spoke again in favor of the adoption of the amendments.

The amendments by Mr. Van Dyk were lost on a rising vote.

House Bill No. 221 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 221 was placed on final passage.

Representatives Gilleland, Conner and Berentson spoke in favor of the bill, and Representative Douthwaite spoke against it.

#### POINT OF INQUIRY

Mr. Gilleland yielded to question by Mr. Grant.

Mr. Grant: "Mr. Gilleland, can you tell us what the fiscal impact of this bill is?"

Mr. Gilleland: "Mr. Grant, the figures from the department of highways show the fiscal impact, over five years, at \$77,112, spreading among about 500 companies."

Representatives Grant and Van Dyk spoke against passage of the bill, and Representative Douthwaite spoke again in opposition to its passage.

#### POINT OF ORDER

Mr. Newhouse: "It seems to me, Mr. Speaker, that many of these people have been debating an amendment that has already been defeated rather than the merits of the bill."

Mr. Wanamaker spoke in favor of passage of the bill.

#### POINT OF INQUIRY

Mr. Berentson yielded to question by Mr. Smythe.

Mr. Smythe: "Mr. Berentson, in response to Mr. Van Dyk's comments, could you tell me whether or not there is anything--any law or otherwise--that would prevent the one department from going to the other department for the very reports and information that they attempted to amend in?"

Mr. Berentson: "I'm sure that the Department of Highways would cooperate with the Department of Ecology if

they made this demand which is perfectly legal as the statutes now stand."

POINT OF INQUIRY

Mr. Gilleland yielded to question by Mr. Shinpoch.

Mr. Shinpoch: "Mr. Gilleland, do you know of any other product where, when the dealer loses it or destroys it or spills it, there is a tax rebate?"

Mr. Gilleland: "No."

Mr. Shinpoch spoke against passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 221, and the bill passed the House by the following vote: Yeas, 69; nays, 28; not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Barden, Bauer, Beck, Benitz, Berentson, Eledsoe, Bluechel, Bozarth, Bradley, Brown, Ceccarelli, Charette, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Hoggins, Hubbard, Johnson, Jones, Juelling, Julin, King, Kirk, Kiskaddon, Knowles, Kopet, Kuehnle, Litchman, Marsh, Martinis, May, McCormick, Mentor, Morrison, Newhouse, North, O'Brien, Pardini, Perry, Polk, Richardson, Rosellini, Savage, Sawyer, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf, Mr. Speaker.

Voting nay: Representatives Bagnariol, Blair, Bottiger, Brouillet, Charnley, Douthwaite, Gallagher, Grant, Haussler, Jastad, Kilbury, Kraabel, Luders, Lysen, Marzano, Maxie, McDermott, Merrill, Moon, Paris, Pandall, Ross, Shinpoch, Thompson, Van Dyk, Williams, Wojahn, Zimmerman.

Not voting: Representatives Hurley, Rabel.

Engrossed House Bill No. 221, 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.

HOUSE BILL NO. 17, by Representatives Cunningham, Bluechel, Kirk and Shinpoch:

Extending the exemption from special fuel tax for urban passenger transportation systems.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 17 was placed on final passage.

Mr. Cunningham spoke in favor of passage of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 17, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Hurley, Rabel.

House Bill No. 17, 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.

HOUSE BILL NO. 266, by Representatives Gallagher, Polk, Marzano, Barden, Litchman, Benitz, King, Juelling, Bagnariol, Mentor and Merrill (by Joint Committee on Governmental Cooperation request):

Allowing savings and loan associations to make guaranteed student loans.

The bill was read the second time.

Mr. Kilbury moved adoption of the following amendment:

On page 1, section 1, line 25 after "age of" and before "years" strike "twenty-one" and insert "~~((twenty-one))~~ eighteen"

Representative Kilbury spoke in favor of the amendment, and Representatives Barden and Benitz spoke against it.

The amendment by Mr. Kilbury was not adopted.

## PARLIAMENTARY INQUIRY

Mr. Randall: "On page 1, lines 17 and 18, we have 'the association that' written twice. Is this just a printing error, or is it necessary to amend that kind of double language out?"

The Speaker: "I think that is an error that will be picked up in proofreading."

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 266 was placed on final passage.

Mr. Polk spoke in favor of passage of the bill.

POINT OF INQUIRY

Mr. Polk yielded to question by Mr. Julin.

Mr. Julin: "The stricken language starting on line 10 through line 14 removes the five percent ceiling on loans. Is that limitation only applicable to student loans? My concern is that I can't believe that any student loans would ever exceed the five percent limitation that is in the statute, and I wonder why that is being stricken."

Mr. Polk: "Representative Julin, it is my understanding that the five percent was pertaining to the student loans, and there is a \$7,500 limitation on the student loans in the federal program so this was our reason for striking it."

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 266, and the bill passed the House by the following vote: Yeas, 94; nays, 4; not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Costanti, Lysen, Pardini, Van Dyk.

Not voting: Representative Hurley.

House Bill No. 266, 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

Mr. Bledsoe moved that further consideration of today's calendar be deferred, that the measures on the calendar take their place at the top of tomorrow's second reading calendar, and that the House advance to the eleventh order of business.

The motion was carried.

SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:  
HOUSE BILL NO. 56.

ANNOUNCEMENT BY THE MAJORITY LEADER

Mr. Bledsoe: "Mr. Speaker, for the edification of the members, I think it might be appropriate to announce the intention for the weekend schedule. With the approach of the cut-off, it is the intention, at least at this point in time, that the House do convene Saturday for a workday. Then, depending on the business before us and the time available, we will take another reading on what will happen on Sunday."

ANNOUNCEMENT BY THE SPEAKER PRO TEM

Mr. Copeland: "There will be a meeting of the committee chairmen in the majority caucus room immediately upon adjournment. I would like to ask the following Democrats, who are ostensibly the ranking members of those committees, to join us at that time: Representatives Haussler, Marsh, O'Brien, Brouillet, Charette, Shinpoch, Bottiger, Litchman, Grant, Thompson, Anderson, King, Sawyer, Conner, Perry and Jastad. This will give us an opportunity to take a look at the full load of bills that we currently have. I think everybody is entitled to some input on priority scheduling. I think we can probably get through this meeting rather quickly and at least it will help us to go ahead and build our program through 6:00 p.m. on Wednesday."

MOTION

On motion of Mr. Bledsoe, the House adjourned until 9:30 a.m., Friday, January 28, 1972.

THOMAS A. SWAYZE, Jr., Speaker.  
MALCOLM McBEATH, Chief Clerk.

## NINETEENTH DAY

## MORNING SESSION

House Chamber, Olympia, Wash., Friday, January 28, 1972.

The House was called to order at 9:30 a.m. by the Speaker. The Clerk called the roll and all members were present except Representative McCormick who was excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by the Reverend Dwight Hall of the Missionary Alliance Church of Olympia.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

## MESSAGES FROM THE SENATE

January 27, 1972

Mr. Speaker: The Senate has passed:

ENGROSSED SENATE BILL NO. 163,

and the same is herewith transmitted.

Bill Gleason, Assistant Secretary.

## INTRODUCTION AND FIRST READING

ENGROSSED SENATE BILL NO. 163, by Senators Metcalf, Ridder and Huntley:

AN ACT Relating to school districts serving residents of certain U.S. military reservations; adding new sections to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.57 RCW; and declaring an emergency.

To Committee on Education and Libraries.

## RESOLUTIONS

HOUSE RESOLUTION NO. 72-11 by Representatives Johnson and Ceccarelli:

WHEREAS, Conservation and protection of endangered species of wildlife are matters of paramount importance to all residents of the state; and

WHEREAS, The Department of Game will introduce this spring, on state lands in the Hall Mountain area of Pend Oreille County, eighteen Rocky Mountain Big Horn Sheep; and

WHEREAS, Available records show that the last three sheep of this subspecies ever to be observed in the State of Washington were taken by hunters in 1889; and

WHEREAS, The Department of Game has successfully placed herds of California Big Horn Sheep in several wilderness areas of the state; and

WHEREAS, The reestablishment of wild animals to a native habitat requires and deserves the efforts and concern of all residents and involved agencies of the state;

NOW, THEREFORE, BE IT RESOLVED, That the House of Representatives commends the Department of Game for its foresight and conservation practices and urges the department to carry out its plan to reintroduce Rocky Mountain Big Horn Sheep into selected wilderness areas of the state.

BE IT FURTHER RESOLVED, That copies of this Resolution be transmitted by the Chief Clerk of the House to the Department of Game and each member of the Washington State Game Commission.

On motion of Mrs. Johnson, House Resolution No. 72-11 was adopted.

HOUSE RESOLUTION NO. 72-12 by Representatives Hansey, Van Dyk and Farr:

WHEREAS, Community development depends to a large extent upon available transportation facilities; and

WHEREAS, The installation and extension of transportation systems require extensive planning and the utilization of expert studies; and

WHEREAS, The expanding needs of Whatcom County require such studies to be made;

NOW, THEREFORE, BE IT RESOLVED, That the House of Representatives authorizes and requests that the Legislative Transportation Committee and the Washington State Highway Commission, Whatcom County, the cities of Bellingham, Ferndale, Lynden, Blaine, Everson and Nooksack conduct jointly all studies and surveys, including traffic studies necessary to determine state transportation facilities required in western Whatcom County, for the proper community development of the cities herein named to meet existing and projected traffic through 1990.

BE IT FURTHER RESOLVED, That the study participants and any consultants engaged by them shall present all studies and surveys to the local governments affected for advisory review at appropriate stages of completion of such studies and surveys. Upon completion of such studies the study participants shall report their findings and recommendations to the Legislative Transportation Committee.

Mr. Hansey moved adoption of the resolution.

Representatives Hansey and Van Dyk spoke in favor of House Resolution No. 72-12, and the resolution was adopted.

HOUSE RESOLUTION NO. 72-13 by Representatives Morrison, Haussler and Newhouse:

WHEREAS, The Washington State Legislature, Chapter 288, Laws of 1971, provides and requires that all persons assessing property for tax purposes shall have qualified himself by education, experience, and training; and

WHEREAS, The laws of the State of Washington further provide for all deputy assessors to be examined by the State of Washington Department of Personnel and such deputy assessors must have successfully passed such examination to qualify as appraisal deputies; and

WHEREAS, The State Department of Revenue together with the Washington State Assessors' Association has developed over recent years comprehensive appraisal courses and examinations to determine the level of competency of appraisers; and

WHEREAS, Deputy assessors have been encouraged and required to develop their professional skills through these and other recognized professional organizations; and

WHEREAS, County assessors have trained and qualified deputies and have been unable to retain them because of low salary schedules; and

WHEREAS, The State Department of Revenue has adopted a wage scale for appraisers which recognizes the levels of appraisal skills certified by examination in determining compensation of employees;

NOW, THEREFORE, BE IT RESOLVED, That the Legislative Council be requested to consider this matter particularly as it applies to county employees to determine the need for prescribing compliance with the like salary schedule for appraisers employed by the counties.

Mr. Morrison moved adoption of the resolution.

Representatives Morrison and Haussler spoke in favor of House Resolution No. 72-13, and the resolution was adopted.

#### REPORTS OF STANDING COMMITTEES

January 27, 1972

HOUSE BILL NO. 13, Prime Sponsor: Representative Cunningham, providing for the return of property wrongfully sold to satisfy a tax lien, reported by Committee on Local Government.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass. Signed by Representatives Smythe, Chairman, Barden, Vice Chairman, Adams, Amen, Blair, Bozarth, Bradley, Brown, Douthwaite, Gilleland, Haussler, Jones, Kopet, Kuehnle, Lysen, Martinis, Maxie, Mentor, Merrill, North, Smith, Thompson.

To Committee on Rules and Administration for second reading.

January 26, 1972

HOUSE BILL NO. 45, Prime Sponsor: Representative Hubbard, exempting sugar beets in transit from the property tax, reported by Committee on Revenue and Taxation.

MAJORITY recommendation: Do pass. Signed by Representatives Flanagan, Chairman, Kiskaddon, Vice Chairman, Benitz, Bledsoe, Eikenberry, Hatfield, Haussler, Hurley, Julin, Kilbury, Kuehnle, Pardini, Randall.

To Committee on Rules and Administration for second reading.

January 27, 1972

HOUSE BILL NO. 113, Prime Sponsor: Representative Julin, providing new probate procedures, reported by Committee on Judiciary.

MAJORITY recommendation: Do pass. Signed by Representatives Julin, Chairman, Eikenberry, Vice Chairman, Hubbard, Knowles, Marsh, Rosellini, Ross, Spanton.

To Committee on Rules and Administration for second reading.

January 27, 1972

HOUSE BILL NO. 143, Prime Sponsor: Representative Julin, providing for the rights of married persons, reported by Committee on Judiciary.

MAJORITY recommendation: Do pass with the following amendments:

On page 3, section 3, line 1 after "other instrument" strike "of conveyance"

On page 3, section 3, line 3 after "instrument" strike "of conveyance"

On page 3, section 3, beginning on line 4 after "create a" strike "nonpurchase money security interest" and insert "security interest other than a purchase money security interest as defined in RCW 62A.9-107"

On page 3, section 3, beginning on line 4 insert "(4) Neither spouse shall purchase or contract to purchase community real property without the other spouse joining in the transaction of purchase or in the execution of the contract to purchase."

Renumber the remaining subsection consecutively

On page 3, section 3, line 7 after "bill of sale" insert ", if any"

On page 3, section 5, beginning on line 29 after "custody or" insert ", if no custody award has been made, then the separate property of the spouse"

On page 4, section 6, beginning on line 1 strike all of line 1 and everything through the period on line 5 and insert "((damages may be recovered from her alone, and her husband shall not be responsible therefor,)) there shall be no recovery against the separate property of the other spouse except in cases where ((he would be jointly responsible with her)) there would be joint responsibility if the marriage did not exist."

Signed by Representatives Julin, Chairman, Eikenberry, Vice Chairman, Hubbard, Knowles, Marsh, Rosellini, Ross, Shinpoch.

To Committee on Rules and Administration for second reading.

January 27, 1972

HOUSE BILL NO. 183, Prime Sponsor: Representative Pardini, providing for regional economic development, reported by Committee on State Government.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass. Signed by Representatives Bluechel, Chairman, Conway, Vice Chairman, Bledsoe, Cunningham, Hoggins, Kraabel, Paris, Perry, Swayze.

To Committee on Rules and Administration for second reading.

January 27, 1972

HOUSE BILL NO. 194, Prime Sponsor: Representative Polk, providing for contractors bonds, reported by Committee on Business and Professions.

MAJORITY recommendation: Do pass with the following amendments:

On page 5, line 23 following section 4 insert a new section to read as follows:

"NEW SECTION. Sec. 5. There is added to chapter 18.27 RCW a new section to read as follows:

The department of motor vehicles shall annually, starting July 1, 1973, compile a list of all contractors registered pursuant to the provisions of this chapter and update such list at least bimonthly. Such list shall be considered as public record information and shall be available to the public upon request: PROVIDED, That the department may charge a reasonable reproduction fee."

On page 1, line 6 of the title following "adding" and before "to" strike "a new section" and insert "new sections"

Signed by Representatives Curtis, Chairman, Kuehnle, Vice Chairman, Backstrom, Bagnariol, Ceccarelli, Farr, Gallagher, Gladder, Hatfield, Jastad, Perry, Polk.

To Committee on Rules and Administration for second reading.

January 27, 1972

HOUSE BILL NO. 210, Prime Sponsor: Representative Hansey, authorizing counties to establish ambulance service, reported by Committee on Business and Professions.

MAJORITY recommendation: Do pass. Signed by Representatives Curtis, Chairman, Kuehnle, Vice Chairman, Backstrom, Bagnariol, Ceccarelli, Farr, Gallagher, Gladder, Hatfield, Jastad, O'Brien, Perry, Polk, Wojahn.

To Committee on Rules and Administration for second reading.

January 27, 1972

HOUSE BILL NO. 228, Prime Sponsor: Representative Kuehnle, proposing amendments to real estate license law, reported by Committee on Business and Professions.

MAJORITY recommendation: Do pass. Signed by Representatives Curtis, Chairman, Bagnariol, Ceccarelli, Gallagher, Gladder, Hatfield, Jastad, O'Brien, Polk, Wojahn.

To Committee on Rules and Administration for second reading.

January 27, 1972

HOUSE BILL NO. 241, Prime Sponsor: Representative Bledsoe, providing for the rights of a limited partner in a partnership, reported by Committee on Judiciary.

MAJORITY recommendation: Do pass. Signed by Representatives Julin, Chairman, Eikenberry, Vice Chairman, Knowles, Marsh, Rosellini, Ross.

To Committee on Rules and Administration for second reading.

January 27, 1972

HOUSE BILL NO. 289, Prime Sponsor: Representative Jastad, defining dognapping as a crime and prescribing penalties therefor, reported by Committee on Agriculture.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, section 1, beginning on line 12 after "of a" strike all the matter down to and including "imprisonment" in line 15 and insert "misdemeanor"

Signed by Representatives Bauer, Bozarth, Costanti, Haussler, Kilbury, Van Dyk.

To Committee on Rules and Administration for second reading.

January 26, 1972

HOUSE BILL NO. 411, Prime Sponsor: Representative Kuehnle, implementing law relating to authorizing gambling, reported by Committee on Business and Professions.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass. Signed by Representatives Curtis, Chairman, Kuehnle, Vice Chairman, Backstrom, Bagnariol, Ceccarelli, Gallagher, Gladder, Hatfield, Jastad, Jueling, Pardini, Polk.

To Committee on Rules and Administration for second reading.

January 26, 1972

HOUSE BILL NO. 426, Prime Sponsor: Representative Smythe, relating to litter control, reported by Committee on Natural Resources and Ecology.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass. Signed by Representatives Zimmerman, Chairman, Newhouse, Vice Chairman, Bradley, Charnley, Conner, Cunningham, Gilleland, Hansey, Kilbury, Luders, Martinis, North, Schumaker, Thompson, Van Dyk, Wanamaker.

To Committee on Rules and Administration for second reading.

January 26, 1972

HOUSE BILL NO. 429, Prime Sponsor: Representative Williams, providing for proper administration of a public health program, reported by Committee on Social and Health Services.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass. Signed by Representatives Farr, Chairman, Gladder, Vice Chairman, Beck, Ceccarelli, Conway, Garrett, Kirk, Kiskaddon, Kopet, Marsh, Paris, Zimmerman.

To Committee on Rules and Administration for second reading.

January 27, 1972

HOUSE BILL NO. 454, Prime Sponsor: Representative Curtis, providing penalties for destroying or holding for more than thirty days beer kegs or casks, reported by Committee on Business and Professions.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass. Signed by Representatives Curtis, Chairman, Kuehnle, Vice Chairman, Backstrom, Bagnariol, Ceccarelli, Gladder, Hatfield, Jastad, Polk.

To Committee on Rules and Administration for second reading.

January 26, 1972

HOUSE BILL NO. 508, Prime Sponsor: Representative Bottiger, providing for changes in retail installment sales contract requirements, reported by Committee on Business and Professions.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass. Signed by Representatives Curtis, Chairman, Kuehnle, Vice Chairman, Backstrom, Bagnariol, Ceccarelli, Farr, Gallagher, Gladder, Hatfield, Jastad, Juelling, O'Brien, Polk.

To Committee on Rules and Administration for second reading.

January 26, 1972

HOUSE BILL NO. 528, Prime Sponsor: Representative Spanton, changing registration period, registration display, and age requirements on snowmobiles, reported by Committee on Natural Resources and Ecology.

MAJORITY recommendation: Do pass with the following amendments:

On page 2, section 2, line 23 after "a" and before "plate" strike "steel"

On page 2, section 3, line 30 strike everything beginning with "(7 and" down to and including "certification)" on page 3, line 4 and insert ", and no person between the ages of twelve and eighteen years of age shall operate a snowmobile on or across a public road or highway in this state unless he has taken a snowmobile safety education course and been certified as qualified to operate a snowmobile by an instructor designated by the commission as qualified to conduct such a course and issue such a certificate, and he has on his person at the time he is operating a snowmobile evidence of such certification"

On page 3, section 3, line 4 after "certification)" and before "unless" insert "or"

Signed by Representatives Zimmerman, Chairman, Newhouse, Vice Chairman, Anderson, Beck, Bradley, Flanagan, Gilleland, Kilbury, Martinis, Richardson, Schumaker, Spanton, Thompson, Van Dyk, Wanamaker, Wolf.

To Committee on Rules and Administration for second reading.

January 26, 1972

HOUSE BILL NO. 542, Prime Sponsor: Representative Pardini, providing for the enforcement of child support, reported by Committee on Social and Health Services.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass. Signed by Representatives Farr, Chairman, Gladder, Vice Chairman, Adams, Beck, Ceccarelli, Charnley, Conway, Eikenberry, Garrett, Jastad, Kirk, Kiskaddon, Kopet, Marsh, Paris, Zimmerman.

To Committee on Rules and Administration for second reading.

January 26, 1972

HOUSE JOINT MEMORIAL NO. 5, Prime Sponsor: Representative Conway, petitioning Congress to authorize public service employment programs for recipients of public assistance, reported by Committee on Social and Health Services.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, line 10, after "and" insert:

"WHEREAS, Public and private employment programs are still inadequate to meet the demands of our growing work force; and

WHEREAS, Many welfare recipients are not becoming permanent members of the work force because of their lack of work experience; and

WHEREAS, The spiraling cost of welfare is causing a drain on the financial resources of government and the taxpayer that must be offset with some balance that can be measured in terms of its economic value; and

WHEREAS, Your Memorialists believe that public service employment of welfare recipients in fair return for their receipt of public moneys can be of substantial benefit to the recipients, this state, and the nation;

NOW, THEREFORE, We, your Memorialists, respectfully pray that the United States do enact a law providing that any state may, at its option, adopt public service employment programs for recipients of public assistance, at no less than prevailing wage rates and with appropriate social plans, that will allow a work exchange in return for welfare grants for which they are otherwise eligible.

BE IT RESOLVED, That copies of this Memorial be immediately transmitted to the Honorable Richard M. Nixon, President of the United States, the President of the United States Senate, the Speaker of the House of Representatives, and each member of Congress from the State of Washington."

Signed by Representatives Farr, Chairman, Gladder, Vice Chairman, Adams, Beck, Ceccarelli, Charnley, Conway, Eikenberry, Garrett, Jastad, Kirk, Kiskaddon, Kopet, Marsh, Paris, Zimmerman.

To Committee on Rules and Administration for second reading.

## SECOND READING

HOUSE BILL No. 140, by Representatives Bottiger, Wolf, Williams, Moon, Perry, Sawyer, Flanagan, Haussler, McDermott, Adams, Bauer, Bledsoe, Bozarth, Ceccarelli, Charnley, Eikenberry, Gallagher, Hoggins, McCormick, Schumaker, Wojahn and Zimmerman (by Property Tax Committee request):

Amending certain provisions of the senior citizens' property tax exemption statute.

Committee on Revenue and Taxation recommendation: Majority, do pass as amended (For amendments see Journal for fourteenth day, January 23, 1972.)

The bill was read the second time.

Mr. Flanagan moved adoption of the committee amendment.

Mr. Curtis moved adoption of the following amendment by Representatives Curtis and Smythe to the committee amendment:

On page 2, section 3, line 12 of the committee amendment, after "1" and before the period, insert " PROVIDED FURTHER, That no claim for exemption shall be rejected for failure to make timely filing if the assessor shall determine that good cause existed for the failure to make timely filing"

## PARLIAMENTARY INQUIRY

Mr. Curtis: "Mr. Speaker, is Mr. Newhouse's amendment on the desk? I assumed it came prior to my amendment."

The Speaker: "Mr. Newhouse's amendment is a floor amendment. It comes earlier in the bill, but yours is an amendment to the committee amendment, which is before the House."

Representatives Curtis and Smythe spoke in favor of the amendment to the amendment.

The amendment by Representatives Curtis and Smythe to the committee amendment to House Bill No. 140 was adopted.

Mr. Bauer moved adoption of the following amendment to the committee amendment:

On page 4, after line 7, add a section 3 to read as follows:

"Sec. 3. Section 5, chapter 288, Laws of 1971 ex. sess. and RCW 84.36.380 are each amended to read as follows:

For the purposes of RCW 84.36.370:

(1) The term "residence" shall mean a single family dwelling unit whether such unit be separate or part of a multiunit dwelling, including the land on which the dwelling stands not to exceed one acre. The term shall also include a single family dwelling situated upon lands the fee of which is vested in the United States or any instrumentality thereof including an Indian tribe or in the state of Washington, and notwithstanding the provisions of RCW 84.04.080, 84.04.090 or 84.40.250, such a residence shall be deemed real property.

(2) The term "preceding calendar year" shall mean the calendar year preceding the year in which the claim for exemption is to be made.

All claims for exemption shall be made and signed by the person entitled to the exemption, by his or her attorney in fact or in the event the residence of such person is under mortgage or purchase contract requiring accumulation of reserves out of which the holder of the mortgage or contract is required to pay real estate taxes, by such holder or by the owner, either before a notary public or the county assessor or his deputy in the county where the real property is located. Any person signing a false claim shall be subject to perjury.

Claims for exemption under RCW 84.36.370 shall be made annually and filed between January 2 and July 1 of the year in which the property tax levies are imposed and solely upon forms as prescribed and furnished by the department of revenue: PROVIDED, That for 1971 such claims shall be filed between January 2 and August 1.

On January 1 of each year the county assessor shall mail necessary forms for application for exemption to each person approved for exemption during the previous year.

The department is hereby directed to publicize the qualifications and manner of making claims pursuant to RCW 84.36.370 and 84.36.380, through communications media, including such paid advertisements or notices as it deems appropriate."

On line 2 of the title after "RCW 84.36.370;" and before "and" insert "amending section 5, chapter 288, Laws of 1971 ex. sess. and RCW 84.36.380;"

Representatives Bauer and Haussler spoke in favor of the amendment to the amendment.

#### POINT OF INQUIRY

Mr. Haussler yielded to question by Mr. Wolf.

Mr. Wolf: "Mr. Haussler, this adds one more notice from the assessor. With this language, would it be possible for the assessor to include this notice with the tax bill? Or because it says 'January 1,' does that preclude the use of that single mail handling both?"

Mr. Haussler: "I don't think this would be any problem if he wished to do it. I would yield to Representative Bauer on this, since he is the one who has investigated it."

Mr. Bauer: "Yes, I don't see any real problem here. I suppose the assessor would have that prerogative. Since both statements are prepared in January, I assume it would be permissive for the assessor to do that."

PARLIAMENTARY INQUIRY

Mr. Wolf: "Mr. Speaker, with the consent of the House, I wonder if we could change the amendment to read, 'In January of each year'?"

The Speaker: "An amendment, to the amendment, to the amendment is not permitted."

Mr. Pardini spoke against adoption of the amendment by Mr. Bauer to the amendment.

With the consent of the House, Mr. Bauer changed his amendment from 'On January 1 of each year' to 'In January of each year'

The amendment by Representative Bauer to the committee amendment was adopted on a rising vote.

The Speaker stated the question before the House to be the committee amendment to House Bill No. 140 as amended by Representatives Curtis and Smythe and Representative Bauer.

Mr. Flanagan spoke in favor of the amendment.

The amended committee amendment was adopted.

Mr. Newhouse moved adoption of the following amendment:

On page 1, line 6, after the enacting clause, insert the following:

"Section 1. Section 3, chapter 81, Laws of 1970 ex. sess. and RCW 82.04.385 are each amended to read as follows:

This chapter shall not apply to income received from the department of social and health services for the cost of care, maintenance, support, and training of mentally retarded persons at group training homes as defined by RCW 72.33.800(2) or to the gross sales or gross income received by nonprofit organizations from the operation of 'sheltered workshops.' For the purposes of this section, 'sheltered workshops' mean rehabilitation facilities, or that part of rehabilitation facilities, where any manufacture or handiwork is carried on and which is operated for the primary purpose of (1) providing gainful employment or rehabilitation services to the handicapped as an interim step in the rehabilitation process for those who cannot be readily absorbed in the competitive labor market or during such time as employment opportunities for them in competitive labor market do not exist; or (2) providing evaluation and work adjustment services for handicapped individuals."

Renumber the remaining sections accordingly.

On page 1, line 1 of the title, after the semicolon and before "amending" insert "amending section 3, chapter 81, Laws of 1970 ex. sess. and RCW 82.04.385;"

Mr. Newhouse spoke in favor of adoption of the amendment.

#### POINT OF INQUIRY

Mr. Newhouse yielded to question by Mr. Berentson.

Mr. Berentson: "Would this also extend to a group home for the emotionally disturbed, or would it be limited only to the mentally retarded?"

Mr. Newhouse: "The group homes involved are those covered as defined in RCW 72.33.800. This is the section which allows the business and occupation tax exemption to sheltered workshops and extends it just a bit."

#### POINT OF ORDER

Mr. Bottiger: "Mr. Speaker, I hate to oppose Mr. Newhouse's amendment. I think, from what he says, it sounds like a very worthwhile thing. However, we are in a property tax title bill, and I guess I would raise the point of order on scope and object of the bill. He is amending the business and occupation tax statutes, not the property tax statutes."

The Speaker: "Are you raising a point of order, Mr. Bottiger?"

Mr. Bottiger: "Yes."

#### RULING BY THE SPEAKER

The Speaker: "The Speaker has examined the original bill, together with the amended committee amendment which has been adopted. Everything pertains to Title 84 of the Revised Code of Washington, and everything in the bill and the amendment appears to pertain to the matter of real property taxation. The proposed amendment, even though it does carry with it a proposed later title amendment, does get into Title 82 of the Revised Code of Washington. Even though it is within the broad scope of the title (which is 'AN ACT Relating to revenue and taxation,') the Speaker is not limited to the title itself in ruling on scope and object. I believe it is not only my prerogative, but also my duty, to look at the body and the content of the measure to see what the scope of the bill is. I see nothing in the bill or the committee amendment which has been adopted which pertains to anything other than real property taxation. The proposed floor amendment by Mr. Newhouse relates to a different portion of our taxation system. I rule, therefore, it is beyond the scope and object of the original bill and is out of order."

Mr. Pardini moved adoption of the following amendment:

On page 2, subsection (5), beginning on line 33 strike " : AND PROVIDED FURTHER, That only two-thirds of any social security benefits shall be considered as income for the purposes of this section"

Representative Pardini spoke in favor of adoption of the amendment, and Representatives Williams, Flanagan and Bottiger spoke against it.

#### POINT OF INQUIRY

Mr. Williams yielded to question by Mr. Pardini.

Mr. Pardini: "Mr. Williams, the net effect of this bill as proposed would raise the income limitation from \$4,000 to some figure above that, and from \$6,000 to some figure above that. Can you tell me how many more people might be scooped into the exemption from special levies if this bill is adopted and what the fiscal impact would be?"

Mr. Williams: "We were not able to find an exact figure or even an approximation of the number of people this would include. Our staff on the committee attempted to do this, but they have not provided us with the figure. However, the effect as far as the state is concerned is none, because this, of course, affects the property taxes at the local level."

Mr. Pardini spoke again in favor of the amendment, and Mr. Bottiger spoke again in opposition to it.

Mr. Pardini closed debate, speaking in favor of the amendment.

The amendment by Mr. Pardini to House Bill No. 140 was not adopted.

On motion of Mr. Flanagan, the committee amendment to the title was adopted.

Mr. Wolf moved that the rules be suspended, the second reading considered the third, and House Bill No. 140 be placed on final passage.

#### MOTION

Mr. King moved that the House defer further consideration of House Bill No. 140 on second reading, and the bill be placed on the second reading calendar following House Bill No. 50.

The Speaker: "I am going to hold that Mr. King's motion is in order. To defer to a later time is a motion of higher rank than a motion to suspend the rules, which was made by Mr. Wolf. Therefore, the question before the House is the motion to defer further consideration of House Bill No. 140 and place it on today's calendar following House Bill No. 50."

## POINT OF INQUIRY

Mr. King yielded to question by Mr. Bledsoe.

Mr. Bledsoe: "Mr. King, before I can respond either affirmatively or negatively to your motion, I would like to ask you to clarify for me a concern that I have. As you can see, the title of this bill is quite broad. We have had experience in the past (with--let's call it what it is--Christmas tree operations) where the flurry of amendments goes far beyond the basic center line of the measure. Is it your intent to broaden the scope of this measure, which at this point sits before us having completed second reading as far as the amendments that we see necessary on this side of the aisle? Are you talking about a serious outreach, or are you just talking about an analysis of what we've done up to this point?"

Mr. King: "An analysis of what we've done, and the possibility that we have overlooked something. I will give you this promise, Mr. Bledsoe: If I am a sponsor of any amendment, it won't be on the desk unless you are a co-sponsor of it."

Mr. Bledsoe spoke in favor of the motion.

The motion by Mr. King was carried.

HOUSE BILL NO. 139, by Representatives Flanagan, Wolf, Bottiger, Julin, Moon, Williams, Newhouse, Haussler, Sawyer, Perry, McDermott, Amen, Bledsoe, Bozarth, Conway, Curtis, Eikenberry, Gallagher, Hoggins, Litchman, Schumaker, Wojahn and Zimmerman (by Property Tax Committee request):

Providing for notification to property owners of changes in assessed valuation.

The House resumed consideration of House Bill No. 139 on second reading. (See Journal for eighteenth day, January 27, 1972, for amendments previously adopted.)

Mr. Wolf moved adoption of the following amendment:

On page 2, line 11, at the end of section 1, add a new section to read as follows:

"Sec. 2. Section 84.64.080, chapter 15, Laws of 1961 as last amended by section 4, chapter 23, Laws of 1965 ex. sess and RCW 84.64.080 are each amended to read as follows:

The court shall examine each application for judgment foreclosing tax lien, and if defense (specifying in writing the particular cause of objection) be offered by any person interested in any of said lands or lots to the entry of judgment against the same, the court shall hear and determine the matter in a summary manner, without other pleadings, and shall pronounce judgment as the right of the case may be; or said court may, in its discretion, continue such individual cases, wherein defense is offered, to such time as may be necessary, in order to secure substantial

justice to the contestants therein; but in all other cases said court shall proceed to determine the matter in a summary manner as above specified. In all judicial proceedings of any kind for the collection of taxes, and interests and costs thereon, all amendments which by law can be made in any personal action pending in such court shall be allowed, and no assessments of property or charge for any of said taxes shall be considered illegal on account of any irregularity in the tax list or assessment rolls or on account of the assessment rolls or tax list not having been made, completed or returned within the time required by law, or on account of the property having been charged or listed in the assessment or tax lists without name, or in any other name than that of the owner, and no error or informality in the proceedings of any of the officers connected with the assessment, levying or collection of the taxes, shall vitiate or in any manner affect the tax or the assessment thereof, and any irregularities or informality in the assessment rolls or tax lists or in any of the proceedings connected with the assessment or levy of such taxes or any omission or defective act of any officer or officers connected with the assessment or levying of such taxes, may be, in the discretion of the court, corrected, supplied and made to conform to the law by the court. The court shall give judgment for such taxes, interest and costs as shall appear to be due upon the several lots or tracts described in said notice of application for judgment or complaint, and such judgment shall be a several judgment against each tract or lot or part of a tract or lot for each kind of tax included therein, including all interest and costs, and the court shall order and direct the clerk to make and enter an order for the sale of such real property against which judgment is made, or vacate and set aside the certificate of delinquency or make such other order or judgment as in the law or equity may be just. Said order shall be signed by the judge of the superior court and attested by the clerk thereof, and a certified copy of said order, together with the list of the property therein ordered sold, shall be delivered to the county treasurer, and shall be full and sufficient authority for him to proceed to sell said property ~~((for said sum))~~ as set forth in said order and to take such further steps in the matter as are provided by law. The county treasurer shall immediately after receiving the order and judgment of the court proceed to sell the property as provided in this chapter to the highest and best bidder for cash ~~((:))~~ :PROVIDED, That in no case shall the county treasurer sell any property pursuant to this act unless the highest bid made is at least equivalent to the current appraised market value carried by the county assessor in the records of his office. All sales shall be made at such place on county property as the board of county commissioners may direct on ~~((Friday))~~ Saturday between the hours of 9 o'clock in the morning and 4 o'clock in the afternoon, and shall continue from day to day ~~((Saturdays and))~~ Sundays (excepted) during the same hours until all lots or tract are sold, after first giving notice of the time, and place where such sale is to take place for ten days successively by posting notice thereof in three public places in the county, one of

which shall be in the office of said treasurer. The notice shall be substantially in the following form:

TAX JUDGMENT SALE

Public notice is hereby given that pursuant to real property tax judgment of the superior court of the county of \_\_\_\_\_ in the state of Washington, and an order of sale duly issued by said court, entered the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, in proceedings for foreclosure of tax liens upon real property, as per provisions of law, I shall on the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, at \_\_\_\_\_ o'clock a.m., at \_\_\_\_\_ in the city of \_\_\_\_\_, and county of \_\_\_\_\_, state of Washington, sell the following described lands or lots, to the highest and best bidder for cash, to satisfy the full amount of taxes, interest and costs adjudged to be due thereon as follows, to wit: (Description of property.)

In witness whereof, I have hereunto affixed my hand and seal this day of \_\_\_\_\_ of \_\_\_\_\_.

Treasurer of \_\_\_\_\_ county.

No county officer or employee shall directly or indirectly be a purchaser of such property at such sale.

The treasurer may include in one notice any number of separate tracts or lots. If any buildings or improvements are upon an area encompassing more than one tract or lot, the same must be advertised and sold as a single unit.

((ff)) The ((highest)) amount bid for any such separate unit tract or lot ((is)) in excess of the entire amount of the taxes and interest due upon the whole property included in the certificate of delinquency, ((the excess)) shall be refunded, on application therefor, to the record owner of the property. In the event no claim for the said excess is received by the county treasurer within three years after the date of the sale he shall at expiration of the three year period deposit such excess in the current expense fund of the county. The county treasurer shall execute to the purchaser of any piece or parcel of land a tax deed. The deed so made by the county treasurer, under the official seal of his office, shall be recorded in the same manner as other conveyances of real property, and shall vest in the grantee, his heirs and assigns the title to the property therein described, without further acknowledgement or evidence of such conveyance, and shall be substantially in the following form:

State of Washington )  
 ) ss.  
County of \_\_\_\_\_ )

This indenture, made this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, between \_\_\_\_\_, as treasurer of \_\_\_\_\_ county, state of Washington, party of the first part, and \_\_\_\_\_, party of the second part:

Witnesseth, that, whereas, at a public sale of real property held on the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, pursuant to a real property tax judgment entered in the superior court in the county of \_\_\_\_\_ on the \_\_\_\_\_ days of \_\_\_\_\_

\_\_\_\_\_, \_\_\_\_\_, in proceedings to foreclose tax liens upon real property and an order of sale duly issued by said court, \_\_\_\_\_ duly purchased in compliance with the laws of the state of Washington, the following described real property, to wit: (Here place description of real property conveyed) and that said \_\_\_\_\_ has complied with the laws of the state of Washington necessary to entitle (him, or her or them) to a deed for said real property.

Now, therefore, know ye, that, I \_\_\_\_\_, county treasurer of said county of \_\_\_\_\_, state of Washington, in consideration of the premises and by virtue of the statutes of the state of Washington, in such cases provided, do hereby grant and convey unto \_\_\_\_\_, his heirs and assigns, forever, the said real property hereinbefore described.

Given under my hand and seal of office this \_\_\_\_\_ day of \_\_\_\_\_, A.D. \_\_\_\_\_.

\_\_\_\_\_  
County Treasurer."

Mr. Wolf spoke in favor of the amendment.

#### POINT OF INQUIRY

Mr. Wolf yielded to question by Mr. Luders.

Mr. Luders: "Representative Wolf, I am concerned that it is very likely that in some cases the bid price would not achieve the highest assessed valuation. What happens to that land then? It is taken off the tax rolls, and the county then becomes, I guess, the owner. What happens to it until such time as somebody decides to bid up to the assessed valuation?"

Mr. Wolf: "With my amendment, the county treasurer, who is now the title owner of the property, would have to offer it again at the next tax sale. Hopefully, if the reevaluation process has worked, that correct appraisal price will be attractive to somebody. I would guess that this is not going to happen a great number of times, Mr. Luders, but if it did, then this one piece of property that was your example may be offered for tax sale four or five times before a willing buyer, at that appraised price, can be found. That is the point of the amendment."

Mr. Pardini moved adoption of the following amendment to the amendment by Mr. Wolf to House Bill No. 139:

On the 44th line of the amendment by Mr. Wolf, after "equivalent to" insert "eighty-five percent"

Representatives Pardini and Wolf spoke in favor of the amendment to the amendment.

The amendment by Mr. Pardini to the amendment by Mr. Wolf was adopted.

The Speaker stated the question before the House to be the amendment by Mr. Wolf, as amended.

Representatives Flanagan, Beck, Merrill, Luders and Newhouse spoke against adoption of the amended amendment, and Representatives Wolf and Pardini spoke in favor of it.

Mr. Barden demanded an electric roll call and the demand was not sustained.

#### MOTION

Mr. Beck moved that the House defer further consideration of House Bill No. 139, and the bill be placed on Monday's second reading calendar.

Representative Beck spoke in favor of the motion, and Representatives Wolf and Haussler spoke against it.

The motion by Mr. Beck was lost.

The Speaker stated the question before the House to be the amendment by Mr. Wolf as amended by Mr. Pardini.

The amendment was lost on a rising vote.

Mr. Flanagan moved adoption of the following amendment by Representatives Flanagan, Wolf, Sawyer, Smythe, Zimmerman and Haussler:

On page 2, line 12, add a new section following section 1 as follows:

"Sec. 2. Section 84.40.030, chapter 15, Laws of 1961 as last amended by section 1, chapter 288, Laws of 1971 ex. sess. and RCW 84.40.030 are each amended to read as follows:

All property shall be assessed fifty percent of its true and fair value in money.

Taxable leasehold estates shall be valued at such price as they would bring at a fair, voluntary sale for cash. Notwithstanding any other provisions of this section or of any other statute, when the value of any taxable leasehold estate created prior to January 1, 1971 is being determined for assessment years prior to the assessment year 1973, there shall be deducted from what would otherwise be the value thereof the present worth of the rentals and other consideration which may be required of the lessee by the lessor for the unexpired term thereof: PROVIDED, That the foregoing provisions of this sentence shall not apply to any extension or renewal, made after December 31, 1970 of the term of any such estate, or to any such estate after the date, if any, provided for in the agreement for rental renegotiation.

The true and fair value of real property for taxation purposes (including property upon which there is a coal or other mine, or stone or other quarry) shall be based upon the following criteria:

(1) (a) Any sales of the property being appraised or similar property with respect to sales made within the past five years less a percentage equal to the average, ordinary

and usual direct costs of sale of that type of property, including but not limited to costs of title insurance, legal services, recording fees and taxes levied against such sales that are borne by the seller, and an amount equal to the customary fees payable to a licensed real estate broker for handling such a sale, such percentage to be determined by studies conducted by the department of revenue. The appraisal shall take into consideration political restrictions such as zoning as well as physical and environmental influences. The appraisal shall also take into account, (i) in the use of sales by real estate contract as similar sales, the extent, if any, to which the stated selling price has been increased by reason of the down payment, interest rate, or other financing terms; and (ii) the extent to which the sale of a similar property actually represents the general effective market demand for property of such type, in the geographical area in which such property is located. Sales involving deed releases or similar seller-developer financing arrangements shall not be used as sales of similar property.

(b) In addition to sales as defined in subsection (1) (a), consideration may be given to cost, cost less depreciation, reconstruction cost less depreciation, or capitalization of income that would be derived from prudent use of the property. In the case of property of a complex nature, or being used under terms of a franchise from a public agency, or operating as a public utility, or property not having a record of sale within five years and not having a significant number of sales of similar property in the general area, the provisions of this subsection (1) (b) shall be the dominant factors in valuation. When the provisions of this subsection (1) (b) are relied upon for establishing values the property owner shall be advised upon request of the factors used in arriving at such value.

(c) In valuing any tract or parcel of real property, the value of the land, exclusive of structures thereon shall be determined; also the value of structures thereon, but the valuation shall not exceed the value of the total property as it exists. In valuing agricultural land, growing crops shall be excluded.

PROVIDED, That the provisions of this subsection (1) shall be applicable to all values for use in computing property taxes for the assessment year 1972 for taxes payable in 1973 and subsequent years."

Representatives Flanagan and Sawyer spoke in favor of the amendment.

The amendment was adopted.

On motion of Mr. Bottiger, the following amendment was adopted:

On page 2 add a new section to read as follows:

"NEW SECTION. Sec. 3. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected."

On motion of Mr. Flanagan, the following amendment to the title was adopted:

On page 1, line 3 of the title after "RCW 84.40.045" and before the period, insert "; amending section 84.40.030, chapter 15, Laws of 1961 as last amended by section 1, chapter 288, Laws of 1971 1st ex. sess. and RCW 84.40.030; and adding a new section to chapter 84.36 RCW"

House Bill No. 139 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 139 was placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 139 and the bill passed the House by the following vote: Yeas, 93; nays, 4; not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McDermott, Mentor, Merrill, Moon, Morrison, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Benitz, Bottiger, Jones, Pardini.

Not voting: Representatives McCormick, Newhouse.

Engrossed House Bill No. 139, 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.

HOUSE BILL NO. 94, by Representatives Conway, Eikenberry and Paris (by Department of Social and Health Services request):

Providing for lien of department of social and health services on time loss compensation under workmen's compensation to extent of public assistance rendered.

The House resumed consideration of House Bill No. 94 on second reading. (For amendments previously adopted, see Journal for eighteenth day, January 27, 1972.)

The Speaker stated the question before the House to be the following amendment by Mr. Conway:

On page 1, section 1, line 10 after "assistance" insert "or compensation, whichever is less,"

Mr. Conway spoke in favor of the amendment, and the amendment was adopted.

On motion of Mr. Conway, the following amendment was adopted:

On page 3, after section 6, insert a new section as follows:

"NEW SECTION. Sec. 7. This act shall not apply to persons whose eligibility for benefits under Title 51 RCW is based upon an injury or illness occurring prior to July 1, 1971."

Renumber the remaining section consecutively.

House Bill No. 94 was ordered engrossed.

On motion of Mr. Newhouse, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 94 was placed on final passage.

Mr. Conway spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 94 and the bill passed the House by the following vote: Yeas, 94; nays, 3; not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Ross, Savage, Wojahn.

Not voting: Representatives Benitz, McCormick.

Engrossed House Bill No. 94, 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.

The Speaker declared the House to be at ease.  
The Speaker called the House to order.

MOTION

On motion of Mr. Bledsoe, the House adjourned until  
9:00 a.m., Saturday, January 29, 1972.

THOMAS A. SWAYZE, Jr., Speaker.  
MALCOLM McBEATH, Chief Clerk.

## TWENTIETH DAY

## MORNING SESSION

House Chamber, Olympia, Wash., Saturday, January 29, 1972.

The House was called to order at 9:00 a.m. by the Speaker. The Clerk called the roll and all members were present except Representatives Kilbury, Richardson and Spanton who were excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by the Reverend Dwight Hall of the Missionary Alliance Church of Olympia.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

## MESSAGES FROM THE SENATE

January 28, 1972

Mr. Speaker: The Senate has passed:  
 ENGROSSED SENATE BILL NO. 49,  
                   SENATE BILL NO. 56,  
 SUBSTITUTE SENATE BILL NO. 96,  
 ENGROSSED SENATE BILL NO. 109,  
 ENGROSSED SENATE BILL NO. 149,  
                   SENATE BILL NO. 152,  
                   ENGROSSED SENATE BILL NO. 189,  
                   ENGROSSED SENATE BILL NO. 296,  
 SENATE JOINT RESOLUTION NO. 112,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

January 28, 1972

Mr. Speaker: The President has signed:  
                   HOUSE BILL NO. 56,  
 HOUSE CONCURRENT RESOLUTION NO. 5,  
 HOUSE CONCURRENT RESOLUTION NO. 19,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

## INTRODUCTION AND FIRST READING

ENGROSSED SENATE BILL NO. 49, by Senators Ridder, Peterson (Ted) and Odegaard (by Joint Committee on Education request):

AN ACT Relating to the financing of educational opportunities for secondary pupils who reside in

nonhigh school districts; amending section 28A.41.130, chapter 223, Laws of 1969 ex. sess. as last amended by section 19, chapter 294, Laws of 1971 ex. sess. and RCW 28A.41.130; amending section 28A.44.080, chapter 223, Laws of 1969 ex. sess. as last amended by section 36, chapter 282, Laws of 1971 ex. sess. and RCW 28A.44.080; amending section 28A.44.090, chapter 223, Laws of 1969 ex. sess. as last amended by section 37, chapter 282, Laws of 1971 ex. sess. and RCW 28A.44.090; amending section 28A.44.100, chapter 223, Laws of 1969 ex. sess. as last amended by section 38, chapter 282, Laws of 1971 ex. sess. and RCW 28A.44.100; amending section 28A.48.110, chapter 223, Laws of 1969 ex. sess. as amended by section 2, chapter 100, Laws of 1971 ex. sess. and RCW 28A.48.110; amending section 84.52.050, chapter 15, Laws of 1961 as last amended by section 24, chapter 299, Laws of 1971 ex. sess. and RCW 84.52.050; creating new sections; adding new sections to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.44 RCW; repealing section 28A.44.050, chapter 223, Laws of 1969 ex. sess., section 15, chapter 48, Laws of 1971, section 33, chapter 282, Laws of 1971 ex. sess. and RCW 28A.44.050; declaring an emergency and making effective dates.

To Committee on Education and Libraries.

SENATE BILL NO. 56, by Senators Holman and Dore (by Judicial Council request):

AN ACT Relating to juries; amending section 4, chapter 48, Laws of 1891, and RCW 2.36.050; amending section 1, chapter 43, Laws of 1903 as last amended by section 2, chapter 304, Laws of 1961 and RCW 4.44.100; amending section 185, page 164, Laws of 1854 as last amended by section 206, Code of 1881 and RCW 4.44.120; amending section 1, chapter 36, Laws of 1895 and RCW 4.44.380; amending section 2, chapter 36, Laws of 1895 and RCW 4.44.390; and amending section 36.18.020, chapter 4, Laws of 1963 as last amended by section 1, chapter 32, Laws of 1970 ex. sess. and RCW 36.18.020.

To Committee on Judiciary.

SUBSTITUTE SENATE BILL NO. 96, by Committee on Medicine, Dentistry and Health Care, Air and Water Pollution (Originally sponsored by: Senators Day, Foley, Huntley and Talley):

An ACT Relating to state institutions; adding a new chapter to Title 72 RCW; and creating a new section.

To Committee on Social and Health Services.

ENGROSSED SENATE BILL NO. 109, by Senators Holman and Atwood:

AN ACT Relating to domestic relations; and amending section 8, chapter 215, Laws of 1949 and RCW 26.08.080.

To Committee on Judiciary.

ENGROSSED SENATE BILL NO. 149, by Senators Washington, Atwood and Knoblauch (by Washington Historical Society request):

AN ACT Relating to state government; creating a new chapter in Title 43 RCW; and making an appropriation.

To Committee on State Government.

SENATE BILL NO. 152, by Senators Walgren, Elicker, Peterson (Lowell) and Stender (by Legislative Committee on Transportation request):

AN ACT Relating to the Washington state ferry system; amending section 82.36.020, chapter 15, Laws of 1961 as last amended by section 3, chapter 85, Laws of 1970 ex. sess. and RCW 82.36.020; amending section 46.68.100, chapter 12, Laws of 1961 as last amended by section 4, chapter 85, Laws of 1970 ex. sess. and RCW 46.68.100; amending section 47.60.150, chapter 13, Laws of 1961 and RCW 47.60.150; amending section 47.60.290, chapter 13, Laws of 1961 and RCW 47.60.290; amending section 5, chapter 9, Laws of 1961 ex. sess. as amended by section 42, chapter 3, Laws of 1963 ex. sess. and RCW 47.60.440; adding new sections to chapter 47.60 RCW; repealing section 47.60.320, chapter 13, Laws of 1961 and RCW 47.60.320; declaring an emergency; and providing an effective date.

To Committee on Transportation.

ENGROSSED SENATE BILL NO. 189, by Senators Foley, Atwood and Sandison:

AN ACT Relating to revenue bonds of institutions of higher education; amending section 28B.10.310, chapter 223, Laws of 1969 ex. sess. as last amended by section 22, chapter 56, Laws of 1970 ex. sess. and RCW 28B.10.310; and amending section 28B.30.730, chapter 223, Laws of 1969 ex. sess. as last amended by section 28, chapter 56, Laws of 1970 ex. sess. and RCW 28B.30.730; and declaring an emergency.

To Committee on Higher Education.

ENGROSSED SENATE BILL NO. 296, by Senators Odegaard, Clarke and Talley (by Department of Social and Health Services request):

AN ACT Relating to correctional institutions and vocational education; and adding a new chapter to Title 72 RCW.

To Committee on Social and Health Services.

SENATE JOINT RESOLUTION NO. 112, by Senators Lewis, Bailey, Gissberg, Wilson, and Odegaard (by Legislative Council request):

Amending the Constitution to limit the governor's veto power.

To Committee on State Government.

MOTION

Mr. Morrison moved that the bills and resolutions printed on today's agenda under fourth order of business be referred to the committees specified with the exception of SENATE JOINT RESOLUTION NO. 112 to be referred to the Committee on Judiciary.

The motion was carried.

MOTION

Mr. Charette moved that the Committee on Rules and Administration be relieved of HOUSE BILL NO. 208.

Representatives Charette and Van Dyk spoke in favor of the motion, and Representatives Litchman, Bledsoe and Newhouse spoke against it.

Mr. Charette spoke again in favor of the motion, and Mr. O'Brien spoke against it.

POINT OF INQUIRY

Mr. Flanagan yielded to question by Mr. Haussler.

Mr. Haussler: "As you know, the main problem to me in this bill is including the extension of the sales tax. House Bill No. 102 is in your committee on Revenue and Taxation. (This is the one that cuts off the closing date for the one-half percent sales tax.) Is it your intention to have a hearing on this bill?"

Mr. Flanagan: "I expect to hold a hearing on the other two bills in the committee--House Bill No. 102 and the bill by Representative Randall which also covers the same subject."

Representatives Haussler and Smith spoke against the motion by Mr. Charette to relieve the Committee on Rules and Administration of House Bill No. 208.

POINT OF INQUIRY

Mr. O'Brien yielded to question by Mr. Van Dyk.

Mr. Van Dyk: "Representative O'Brien, I wasn't sure if I was able to follow all your remarks. I believe you said that it was quite true that Seattle City Light ought to pay my county a few more dollars. Could you clarify that for me?"

Mr. O'Brien: "I talked to some City Light officials about it. They are paying the expenses of a school up there in your county. They are paying for some sewer charges and other items of that nature--paying all the expenses. They think they are doing their part in paying their just share of the costs that you have so magnificently set forth. I feel that this issue should be resolved between the City Light officials and the officials of your county. To come in here on an approach like this is entirely unfair to thousands of people in Pierce and King County and, I believe, in Kittitas County. I feel that your negotiations, by going through this process, don't have a solid foundation."

Mr. Van Dyk: "But I understood you to say just a couple of minutes ago that you are quite sure that they should pay a few more dollars. Do you still feel they should pay a few more dollars than what they are currently paying?"

Mr. O'Brien: "Mr. Van Dyk, I'm not thoroughly informed on all of the cost factors involved with your dispute."

The motion by Mr. Charette to relieve the Committee on Rules and Administration of House Bill No. 208 was lost.

#### RESOLUTIONS

HOUSE RESOLUTION NO. 72-14 by Representatives Barden, Douthwaite, Charnley and Juelling:

WHEREAS, No citizen of this state should be denied the opportunity to obtain a post high school education because of inadequate personal financial resources; and

WHEREAS, The costs of higher education increasingly have become a heavier burden to both taxpayer and student; and

WHEREAS, A post high school education is of direct economic benefit to graduates through better paying jobs and employment opportunities; and

WHEREAS, The development of large scale low interest lending programs is an equitable way to help pay for a part of the costs of higher education; and

WHEREAS, Considerable information is needed to assess existing loan programs, and to evaluate potential demand for a major expansion of higher education student loan programs;

NOW, THEREFORE, BE IT RESOLVED, That the Council on Higher Education, as a part of its current study on higher education finance, be directed to give special attention to loan program possibilities, examining such issues as:

- (1) The need to establish an independent higher education assistance commission.
- (2) The legal requirements and alternatives which

must be considered in the establishment of a student loan program.

(3) The specific demand for student loans in Washington according to economic background and program level.

(4) Possible funding sources available to finance such programs; and

BE IT FURTHER RESOLVED, That the Council report periodically to the Joint Committee on Higher Education on the progress of its work, and make specific recommendations to the 1973 Session of the Legislature concerning the establishment of a student loan program.

On motion of Mr. Barden, the resolution was adopted.

#### REPORTS OF STANDING COMMITTEES

January 27, 1972

HOUSE BILL NO. 20, Prime Sponsor: Representative May, providing for appeal to local county court and payment of attorneys' fees in certain appeals from decisions of the board of industrial insurance appeals, reported by Committee on Labor and Employment Security.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 1, line 23 after "occurred" insert "or where neither the county of residence nor the county wherein the injury occurred are in the state of Washington then the appeal may be directed to the superior court for Thurston county"

On page 2, section 2, line 20 strike all of section 2

On page 1, line 3 of the title after "51.52.110" insert a period and strike the balance of the title

Signed by Representatives Hubbard, Chairman, Charette, Grant, Johnson, Newhouse, Randall, Savage, Wanamaker.

To Committee on Rules and Administration for second reading.

January 26, 1972

HOUSE BILL NO. 48, Prime Sponsor: Representative Barden, allowing a ten thousand dollar reduction in assessed valuation of property for tax purposes for persons sixty-two or older, reported by Committee on Revenue and Taxation.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 1, line 14 strike "assessed" and insert "true and fair market"

On page 1, section 1, line 17 after "occupied" and before "by" insert "as his principal place of residence"

On page 3, section 1, line 3 strike "ten" and insert "five"

On page 3, section 2, lines 9 and 10 strike the stricken material and insert "whether such unit be separate or part of a multiunit dwelling,"

On page 3, section 2, line 27 strike "a notary public" and insert "~~((a notary public))~~ two witnesses"

On page 4, section 2, line 2 strike "1971" and insert "~~((1974))~~ 1972"

On page 4, line 8, after section 2 insert two new sections as follows:

"NEW SECTION. Sec.3. The provisions of this 1972 amendatory act are intended as an integrated whole and the legislature intends that in the event that any portion hereof shall be declared invalid the act shall be declared nonseverable and shall be void in its entirety.

NEW SECTION. Sec. 4. This act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

In line 2 of the title after "370;" and before "amending" strike "and"

In line 4 of the title, strike the period and insert "; providing for nonseverability; and declaring an emergency."

Signed by Representatives Kiskaddon, Vice Chairman, Bagnariol, Benitz, Ceccarelli, Eikenberry, Hurley, King, Kuehnle, Marzano, Pardini, Sawyer.

To Committee on Rules and Administration for second reading.

January 27, 1972

HOUSE BILL NO. 76, Prime Sponsor: Representative Bluechel, changing filing procedures for nonprofit corporations, reported by Committee on State Government.

MAJORITY recommendation: Do pass. Signed by Representatives Bluechel, Chairman, Conway, Vice Chairman, Bledsoe, Cunningham, Hoggins, Knowles, Kraabel, McCormick, Paris, Swayze.

To Committee on Rules and Administration for second reading.

January 27, 1972

HOUSE BILL NO. 92, Prime Sponsor: Representative Bluechel, permitting fees to be charged for publications of the secretary of state, reported by Committee on State Government.

MAJORITY recommendation: Do pass with the following amendment:

On page 2, section 2, line 2 after "above" strike the period and insert "; and

(9) The Washington state Constitution."

Signed by Representatives Bluechel, Chairman,

Conway, Vice Chairman, Bledsoe, Cunningham, Hoggins, Knowles, Kraabel, McCormick, Paris, Swayze.

To Committee on Rules and Administration for second reading.

January 27, 1972

HOUSE BILL NO. 111, Prime Sponsor: Representative Benitz, allowing mosquito control districts to give notice of hearings under assessment rolls by publication only, reported by Committee on Local Government.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass. Signed by Representatives Smythe, Chairman, Adams, Amen, Bauer, Blair, Bradley, Douthwaite, Gilleland, Haussler, Jones, Kopet, Kuehne, Lysen, Maxie, Mentor, Merrill, North, Rabel, Smith, Thompson.

To Committee on Rules and Administration for second reading.

January 27, 1972

HOUSE BILL NO. 125, Prime Sponsor: Representative Douthwaite, providing for the establishment of paths and trails along public highways, reported by Committee on Local Government.

MAJORITY recommendation: Do pass. Signed by Representatives Smythe, Chairman, Barden, Vice Chairman, Adams, Bauer, Blair, Douthwaite, Litchman, Lysen, Maxie, Merrill, North, Rabel, Thompson.

To Committee on Rules and Administration for second reading.

January 27, 1972

HOUSE BILL NO. 209, Prime Sponsor: Representative Bluechel, providing for local public works planning, reported by Committee on Local Government.

MAJORITY recommendation: Do pass. Signed by Representatives Smythe, Chairman, Adams, Blair, Brown, Douthwaite, Gilleland, Jones, Kopet, Lysen, Mentor, Merrill, Rabel, Smith, Thompson.

To Committee on Rules and Administration for second reading.

January 27, 1972

HOUSE BILL NO. 229, Prime Sponsor: Representative Lysen, authorizing cities and towns to participate in and implement federal grant-in-aid programs, reported by Committee on Local Government.

MAJORITY recommendation: Do pass with the following

amendment:

On page 4, beginning on line 19 add two new sections to read as follows:

"NEW SECTION. Sec. 7. There is added to chapter 35.21 RCW a new section to read as follows:

In order to facilitate the carrying out of the purposes of this act, more information regarding federal grants-in-aid needs to be made available to the Governor, the legislature, cities, counties and towns, and other political subdivisions. In addition a more efficient and effective administration and coordination of these programs is essential.

In accordance with the Federal Intergovernmental Cooperation Act of 1968, which prescribes a notification review and coordination system for federally assisted projects and activities, states have been encouraged to establish state and district clearinghouse agencies to provide broad review coordination and information relative to federal grant programs.

Under the provisions of this act, the Governor may designate agencies to serve as informational and coordinative clearinghouses at the state and district levels and may prescribe such rules and regulations as are deemed appropriate for the effective administration of this act.

All local agencies and governmental jurisdiction making application for either federal or state funding assistance shall, prior to formal filing of such application, notify the designated state and district clearinghouses of their intent to apply for such funds. Such proposed applications shall be distributed by the state and district clearinghouses to all interested or affected agencies so that all viewpoints, to the extent possible, shall be fully considered and taken into account in state or federally assisted development programs and projects. All applications shall to the maximum extent possible be consistent with and further the objectives of state, district and local comprehensive planning.

Any clearinghouse comments submitted to the applicant shall be considered by the applicant prior to final submission of the proposal and either incorporated within the application or attached to the application when filed with the state and federal funding agency.

NEW SECTION. Sec. 8. There is added to chapter 35.21 RCW a new section to read as follows:

In accordance with the Federal Intergovernmental Cooperation Act of 1968, states have been encouraged to designate a state central information reception agency which shall receive all information concerning federal grant awards and related information made within the state.

Under the provisions of this act the Governor may designate a state central information agency. It shall be the responsibility of this agency to establish a control information and reporting system to keep the Governor, legislature, state agencies, and political subdivisions informed about approved federal assistance projects and programs. The agency may request pertinent information concerning federal and state grant program applications and approvals from all state agencies and local governments necessary to fully implement this provision."

Signed by Representatives Smythe, Chairman, Adams, Bauer, Bradley, Douthwaite, Gilleland, Haussler, Jones, Lysen, Maxie, Mentor, Merrill, North, Rabel, Smith, Thompson.

To Committee on Rules and Administration for second reading.

January 27, 1972

HOUSE BILL NO. 233, Prime Sponsor: Representative Jones, providing for special commercial zones in which motor freight carriers can operate at prescribed rates, reported by Committee on State Government.

MAJORITY recommendation: Do pass with the following amendment:

On page 2, section 2, line 7 after "commercially" strike "a part of one or more such cities or towns" and insert "interdependent"

Signed by Representatives Bluechel, Chairman, Conway, Vice Chairman, Bledsoe, Cunningham, Hoggins, Hurley, Knowles, Kraabel, Marzano, McCormick, Paris, Swayze.

To Committee on Rules and Administration for second reading.

January 27, 1972

HOUSE BILL NO. 239, Prime Sponsor: Representative Blair, reducing the time personal property must be held prior to disposition, reported by Committee on Local Government.

MAJORITY recommendation: Do pass. Signed by Representatives Smythe, Chairman, Adams, Amen, Bauer, Blair, Douthwaite, Gilleland, Haussler, Jones, Kopet, Lysen, Maxie, Mentor, Merrill, North, Rabel, Smith, Thompson.

To Committee on Rules and Administration for second reading.

January 28, 1972

HOUSE BILL NO. 240, Prime Sponsor: Representative Marsh, providing wage rate exemptions for vocationally handicapped on public works, reported by Committee on Labor and Employment Security.

MAJORITY recommendation: Do pass. Signed by Representatives Hubbard, Chairman, Hatfield, Vice Chairman, Charette, Curtis, Flanagan, Grant, Johnson, Morrison, Newhouse, Randall, Savage, Wanamaker.

To Committee on Rules and Administration for second reading.

January 28, 1972

HOUSE BILL NO. 243, Prime Sponsor: Representative Zimmerman, extending industrial insurance to inmates employed in an industrial enterprise or at honor camps, reported by Committee on Labor and Employment Security.

MAJORITY recommendation: Do pass. Signed by Representatives Hubbard, Chairman, Hatfield, Vice Chairman, Charette, Curtis, Flanagan, Grant, Johnson, Morrison, Newhouse, Randall, Savage, Wanamaker.

To Committee on Rules and Administration for second reading.

January 27, 1972

HOUSE BILL NO. 254, Prime Sponsor: Representative Charette, providing procedures for inviting bids and awarding contracts by public utility districts, reported by Committee on State Government.

MAJORITY recommendation: Do pass. Signed by Representatives Conway, Vice Chairman, Bledsoe, Cunningham, Hoggins, Hurley, Knowles, Kraabel, McCormick, Paris, Swayze.

To Committee on Rules and Administration for second reading.

January 28, 1972

HOUSE BILL NO. 273, Prime Sponsor: Representative Smythe, exempting persons pursuing high school diploma from community college tuition and/or incidental fees, reported by Committee on Higher Education.

MAJORITY recommendation: Do pass with the following amendments:

On page 2, section 1, line 3 strike "and/or incidental fees" and insert "operating fees, and/or services and activities fees"

On page 2, section 1, line 6 after "or" insert "G.E.D."

Signed by Representatives Benitz, Chairman, Rabel, Vice Chairman, Douthwaite, Garrett, Goldsworthy, King, Knowles, Maxie, Shipoch.

To Committee on Rules and Administration for second reading.

January 28, 1972

HOUSE BILL NO. 277, Prime Sponsor: Representative Zimmerman, removing employment class distinctions, and providing for assessment of delinquent employer payments, and making procedural changes in the industrial insurance act, reported by Committee on Labor and Employment Security.

MAJORITY recommendation: Do pass with the following amendment:

On page 29, beginning on line 11, insert a new section as follows:

"NEW SECTION. Sec. 26. There is added to chapter 23, Laws of 1961 and to chapter 51.32 RCW a new section to read as follows:

Claims of injured workmen of employers who have secured the payment of compensation by insuring with the department shall be promptly acted upon by the department. Where temporary disability compensation is payable, the first payment thereof shall be mailed within fourteen days after receipt of the claim at the department's offices in Olympia and shall continue at regular semimonthly intervals. The payment of this or any other benefits under this title, prior to the entry of an order by the department in accordance with RCW 51.52.050 as now or hereafter amended, shall be not considered a binding determination of the obligations of the department under this title. The acceptance of compensation by the workman or his beneficiaries prior to such order shall likewise not be considered a binding determination of their rights under this title."

Renumber the remaining sections consecutively

Signed by Representatives Hubbard, Chairman, Hatfield, Vice Chairman, Charette, Curtis, Flanagan, Grant, Johnson, Morrison, Newhouse, Savage, Wanamaker.

To Committee on Rules and Administration for second reading.

January 27, 1972

HOUSE BILL NO. 341, Prime Sponsor: Representative Perry, regulating lobbyists, reported by Committee on State Government.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass. Signed by Representatives Bluechel, Chairman, Conway, Vice Chairman, Bledsoe, Cunningham, Hoggins, Hurley, Knowles, Kraabel, Marzano, McCormick, Moon, Paris, Perry, Spanton, Swayze.

To Committee on Rules and Administration for second reading.

January 27, 1972

HOUSE BILL NO. 350, Prime Sponsor: Representative Anderson, providing for indirect relief to residential owners forced to transfer from septic tanks to sewer systems by a LID, reported by Committee on Local Government.

MAJORITY recommendation: Do pass. Signed by Representatives Smythe, Chairman, Adams, Amen, Bauer,

Blair, Bozarth, Bradley, Douthwaite, Haussler, Lysen, Maxie, Mentor, Merrill, Rabel, Smith, Thompson.

To Committee on Rules and Administration for second reading.

January 27, 1972

HOUSE BILL NO. 385, Prime Sponsor: Representative Thompson, relating to county census, reported by Committee on Local Government.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass. Signed by Representatives Smythe, Chairman, Barden, Vice Chairman, Adams, Amen, Bauer, Blair, Bozarth, Bradley, Douthwaite, Gilleland, Haussler, Jones, Kopet, Kuehnle, Lysen, Maxie, Mentor, Merrill, North, Rabel, Smith, Thompson.

To Committee on Rules and Administration for second reading.

January 27, 1972

HOUSE BILL NO. 519, Prime Sponsor: Representative Lysen, allowing mayors to delegate certain duties in regard to firemen's pension boards, reported by Committee on Local Government.

MAJORITY recommendation: Do pass. Signed by Representatives Smythe, Chairman, Adams, Amen, Bauer, Bradley, Douthwaite, Gilleland, Haussler, Jones, Kopet, Kuehnle, Lysen, Maxie, Mentor, Merrill, North, Rabel, Thompson.

To Committee on Rules and Administration for second reading.

#### SECOND READING

HOUSE BILL NO. 50, by Representatives King, Hubbard, Randall, Kilbury and Knowles (by Public Employees Collective Bargaining Committee request):

Exempting collective bargaining of public agencies from the open meetings act.

Committee on Local Government recommendation: Majority, do pass with the following amendment:

On page 1, line 22 beginning with "(4)" strike everything through the colon on line 25 and insert "(4) Meetings, including executive sessions, held for the purpose of discussing policies, positions, or procedures to be taken by a public agency during the course of any labor negotiations or reviewing the proposals made by negotiators during the period such negotiations are in progress:"

The bill was read the second time.

Mr. Smythe moved adoption of the committee amendment and spoke in favor of its adoption.

POINT OF INQUIRY

Mr. Thompson yielded to question by Mr. Grant.

Mr. Grant: "Mr. Thompson, our caucus digest indicates that the amendment that we are considering would remove language allowing executive sessions for mediation hearings. I don't really think that is accurate. I think the amendment would in fact permit mediation. Would that be your understanding too?"

Mr. Thompson: "Thank you, Representative Grant, for giving me an opportunity to provide this explanation. The words 'any labor negotiations' were selected in order to encompass all types of labor settlement procedures--collective bargaining, mediation, arbitration, and any other labor relations proceedings. Certainly in the case of mediation this language provides the ideal circumstances--the governing body can meet in private to consider its position as the mediator moves back and forth between the two parties. It is our intent that 'any labor negotiations' be the broadest possible term."

POINT OF INQUIRY

Mr. Thompson yielded to question by Mr. Randall.

Mr. Randall: "When school directors begin their negotiations, they often begin early in September, and those negotiations continue all year long until perhaps late in May before the final package is set up. Would you say that the wording here, 'during the course of any labor negotiations,' would include that process all the way through?"

Mr. Thompson: "Yes, Representative Randall, I can give you that assurance. The language in this amendment refers to the process of labor negotiations, and not to any period of labor negotiations."

The committee amendment to House Bill No. 50 was adopted.

Mr. Farr moved adoption of the following amendment:

On page 1, section 1, after line 21 insert a new subsection as follows:

"(4) Lease negotiations conducted by port districts pursuant to Title 53 RCW; or"

Renumber the remaining subsection consecutively.

Mr. Farr spoke in favor of the amendment.

## POINT OF ORDER

Mr. Grant: "I would raise a point of order on the amendment. I think that when we get into lease arrangement discussions that we are expanding considerably the title and intent of this measure, which is 'AN ACT Relating to collective bargaining,' permitting private discussions during the bargaining process. I raise the point of scope and object."

## RULING BY THE SPEAKER

The Speaker: "The Speaker has examined the original bill which deals with amendments to a particular section of the open meetings act of 1971, dealing with the sections to which the act is not applicable--in other words, the types of meetings and types of proceedings which are not covered under the act. The subject matter of the amendment is also properly within the same section. It also deals with a type of meeting which is not to be covered by the act, and I believe the amendment is in order."

Representatives King and Moon spoke against adoption of the amendment, and Representative Farr spoke again in favor of the amendment.

Mr. Farr demanded an electric roll call, and the demand was sustained.

## ROLL CALL

The Clerk called the roll on the adoption of the amendment by Mr. Farr to House Bill No. 50, and the amendment was not adopted by the following vote: Yeas, 44; nays, 51; not voting, 4.

Voting yea: Representatives Adams, Amen, Bauer, Benitz, Berentson, Bledsoe, Bluechel, Chatalas, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Garrett, Gladder, Goldsworthy, Hansey, Hatfield, Hubbard, Jastad, Johnson, Juelling, Kirk, Kiskaddon, Knowles, Kopet, Kuehnle, Litchman, Martinis, McDermott, Morrison, Newhouse, O'Brien, Pardini, Paris, Randall, Schumaker, Shera, Smythe, Wanamaker, Wolf, Mr. Speaker.

Voting nay: Representatives Anderson, Backstrom, Bagnariol, Barden, Beck, Blair, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Conner, Douthwaite, Flanagan, Gallagher, Gilleland, Grant, Haussler, Hoggins, Hurley, Jones, Julin, King, Kraabel, Luders, Lysen, Marsh, Marzano, Maxie, May, McCormick, Mentor, Merrill, Moon, North, Perry, Polk, Rabel, Rosellini, Savage, Sawyer, Shipoch, Smith, Thompson, Van Dyk, Williams, Wojahn, Zimmerman.

Not voting: Representatives Kilbury, Richardson, Ross, Spanton.

Mr. Kopet moved adoption of the following amendment by Representatives Kopet, O'Brien and Kuehnle:

Add a new section following section 1 as follows:

"Sec. 2. Section 2, chapter 250, Laws of 1971 ex. sess. and RCW 42.30.020 are each amended to read as follows:

As used in this chapter unless the context indicates otherwise:

(1) "Public agency" means:

(a) Any state board, commission, committee, department, educational institution or other state agency which is created by or pursuant to statute, other than courts and the legislature.

(b) Any county, city, school district, special purpose district or other municipal corporation or political subdivision of the state of Washington;

(c) Any subagency of a public agency which is created by or pursuant to statute, ordinance or other legislative act, including but not limited to planning commissions, library or park boards, and other boards, commissions and agencies.

(2) "Governing body" means the multimember board, commission, committee, council or other policy or rule-making body of a public agency.

(3) "Action" means the transaction of the official business of a public agency by a governing body including but not limited to a collective decision made by a majority of the members of a governing body, a collective commitment or promise by a majority of the members of a governing body to make a positive or negative decision, or an actual vote by a majority of the members of a governing body when sitting as a body or entity, upon a motion, proposal, resolution, order, or ordinance. Action does not mean preliminary informational sessions, such as briefing sessions by subordinate committees, staff departments or other fact-finding bodies, or the receipt of informational or advisory reports from subordinate official bodies or persons, or any such preliminary fact-finding process intended to clarify and bring into focus the issues to which official action of a governing body will be directed, where no deliberation takes place.

(4) "Deliberation" means the discussion among members of a governing body which tends to express the opinion of any member on the merits of the matter, or the receipt of any viewpoint on the merits of the matter of a member of the public.

(5) "Meeting" means meetings at which action is taken."

In line 1 of the title after "Relating to" and before the semicolon strike "collective bargaining" and insert "the open meetings act of 1971; amending section 2, chapter 250, Laws of 1971 ex. sess. and RCW 42.30.020"

Representatives Kopet and O'Brien spoke in favor of the amendment, and Representatives Thompson, Smythe, Charette and Rabel spoke against it.

Mr. Marzano demanded an electric roll call and the demand was sustained.

Representatives Farr and Kuehnle spoke in favor of the amendment.

## ROLL CALL

The Clerk called the roll on the adoption of the amendment by Representatives Kopet, O'Brien and Kuehnle to House Bill No. 50, and the amendment was not adopted by the following vote: Yeas, 42; nays, 53; not voting, 4.

Voting yea: Representatives Amen, Backstrom, Beck, Benitz, Berentson, Bluechel, Bozarth, Conway, Copeland, Costanti, Cunningham, Curtis, Farr, Flanagan, Gallagher, Garrett, Gladder, Goldsworthy, Hatfield, Haussler, Hubbard, Jueling, Kirk, Knowles, Kopet, Kuehnle, Litchman, Maxie, McCormick, Merrill, Morrison, Newhouse, O'Brien, Pardini, Polk, Randall, Savage, Schumaker, Shera, Smith, Wanamaker, Mr. Speaker.

Voting nay: Representatives Adams, Anderson, Bagnariol, Barden, Bauer, Blair, Bledsoe, Bottiger, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Conner, Douthwaite, Eikenberry, Gilleland, Grant, Hansey, Hoggins, Hurley, Jastad, Johnson, Jones, Julin, King, Kiskaddon, Kraabel, Luders, Lysen, Marsh, Martinis, Marzano, May, McDermott, Mentor, Moon, North, Paris, Perry, Rabel, Rosellini, Ross, Sawyer, Shinpoch, Smythe, Thompson, Van Dyk, Williams, Wojahn, Wolf, Zimmerman.

Not voting: Representatives Chatalas, Kilbury, Richardson, Spanton.

House Bill No. 50 was ordered engrossed.

On motion of Mr. Morrison, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 50 was placed on final passage.

Mr. King spoke in favor of passage of the bill, and Mr. Julin spoke against it.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 50, and the bill passed the House by the following vote: Yeas 80; nays, 16; not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bledsoe, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Cunningham, Curtis, Douthwaite, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, King, Kirk, Kiskaddon, Knowles, Kopet, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Rabel, Randall, Rosellini, Savage, Sawyer, Shinpoch, Smith, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman.

Voting nay: Representatives Barden, Benitz, Berentson, Blair, Bluechel, Costanti, Eikenberry, Jueling, Julin, Kraabel, Mentor, Polk, Ross, Schumaker, Shera, Mr. Speaker.

Not voting: Representatives Kilbury, Richardson, Spanton.

Engrossed House Bill No. 50, 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.

HOUSE BILL NO. 140, by Representatives Bottiger, Wolf, Williams, Moon, Perry, Sawyer, Flanagan, Haussler, McDermott, Adams, Bauer, Bledsoe, Bozarth, Ceccarelli, Charnley, Eikenberry, Gallagher, Hoggins, McCormick, Schumaker, Wojahn and Zimmerman (by Property Tax Committee request):

Amending certain provisions of the senior citizens' property tax exemption statute.

The House resumed consideration of House Bill No. 140 on second reading. (See Journal for nineteenth day, January 28, 1972, for amendments previously adopted.)

Mr. Bledsoe moved adoption of the following amendment by Representatives King and Bledsoe:

On page 2, section 2, line 9 before the period insert the following: " , except for the purposes of chapters 84.56 and 84.60 RCW, the term real property shall also include a mobile home which has substantially lost its identity as a mobile unit by virtue of its being fixed in location upon land owned or leased by the owner of the mobile home and placed on a foundation (posts or blocks) with fixed pipe connections with sewer, water or other utilities"

Representatives Bledsoe, King and Mentor spoke in favor of the amendment, and Representative Newhouse spoke against it.

The amendment by Representatives King and Bledsoe to House Bill No. 140 was adopted.

House Bill No. 140 was ordered engrossed.

On motion of Mr. Bledsoe, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 140 was placed on final passage.

Mr. Bottiger spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 140, and the bill passed the House by the following vote: Yeas, 95; nays, 1; not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad,

Johnson, Jones, Jueling, Julin, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representative Newhouse.

Not voting: Representatives Kilbury, Richardson, Spanton.

Engrossed House Bill No. 140, 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.

HOUSE BILL NO. 223, by Representatives Douthwaite, Van Dyk, Ross, Thompson, Bagnariol, Charnley, King, Maxie, Grant, Chatalas, Sawyer, Randall, Kilbury, Merrill, Rosellini, Bradley, May, Gallagher, Jastad, Kraabel, Litchman and McDermott:

Allowing hitchhiking in certain areas.

Committee on Local Government recommendation: Majority, do pass with the following amendments:

On page 1, section 1, line 7, after "roadway" insert "or alongside thereof at any place where a motor vehicle cannot safely stop off the main traveled portion thereof"

On page 1, section 1, line 13, after "from" strike all the matter down to and including "highway" on line 14 and insert "within the right of way of any limited access facility"

On page 1, section 1, line 15, after "posted" and before the period, strike "by the state highway commission" and insert "by the highway authority of the state, county, city or town having jurisdiction over the highway"

The bill was read the second time.

On motion of Mr. Smythe, the committee amendments were adopted.

House Bill No. 223 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 223 was placed on final passage.

Mr. Douthwaite spoke in favor of the bill.

#### POINT OF INQUIRY

Mr. Douthwaite yielded to question by Mr. Gladder.

Mr. Gladder: "I would like to ask you a question which could be answered, if you like, by a quick yes or no. Have you heard this rumor that has been circulated in these halls that this is an emergency session?"

Mr. Douthwaite: "Yes."

Representatives Smythe and Van Dyk spoke in favor of passage of the bill, and Representatives Conway and Kopet spoke against it.

Mr. Bledsoe demanded the previous question and the demand was sustained.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 223, and the bill passed the House by the following vote: Yeas, 72; nays, 23; not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Bauer, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Copeland, Douthwaite, Flanagan, Gallagher, Garrett, Gilleland, Grant, Hansey, Haussler, Hoggins, Hubbard, Jastad, Johnson, Jones, King, Kiskaddon, Knowles, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, North, O'Brien, Pardini, Paris, Perry, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Shera, Shinpoch, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Mr. Speaker.

Voting nay: Representatives Barden, Beck, Benitz, Bozarth, Conner, Conway, Costanti, Cunningham, Curtis, Eikenberry, Farr, Gladder, Goldsworthy, Hatfield, Hurley, Juelling, Julin, Kirk, Kopet, Polk, Schumaker, Smith, Zimmerman.

Not voting: Representatives Kilbury, Newhouse, Richardson, Spanton.

Engrossed House Bill No. 223, 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.

#### NOTICE OF RECONSIDERATION

Mr. Kuehnle served notice that, having voted on the prevailing side, he would on the next working day move for reconsideration of the vote by which Engrossed House Bill No. 223 passed the House.

#### STATEMENT FOR THE JOURNAL

I am opposing Engrossed House Bill No. 223 because the bill leaves no local control or decision to cities and counties relative to regulation of hitchhiking in their areas of responsibility as that power, by this bill, is given wholly to the state.

The language is vague in leaving to the individual hitchhiker the decision for soliciting from a place where a

vehicle can "safely stop off the main traveled portion" of a nonfreeway highway. This vagueness will lead to ride solicitation from areas and in places unsafe to both drivers and hitchhikers. CASWELL J. FARR, 42nd District.

HOUSE BILL NO. 130, by Representatives Charnley, Kilbury, King, Douthwaite, McCormick, Bozarth, Williams, Backstrom, Merrill, Bradley, McDermott, North, Blair, Paris, Hoggins, Jones and Van Dyk:

Providing for notice to each property owner assessed by a local improvement district.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 130 was placed on final passage.

Mr. Charnley spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 130, and the bill passed the House by the following vote: Yeas, 95; nays, 0; not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hurley, Jastad, Johnson, Jones, Jueling, Julin, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Hubbard, Kilbury, Richardson, Spanton.

House Bill No. 130, 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.

HOUSE BILL NO. 44, by Representatives Newhouse, Flanagan, North and Haussler (by Legislative Council request):

Pertaining to the taxation of cigarettes.

Committee on Revenue and Taxation recommendation: Majority, do pass with the following amendment:

On page 6, section 6, line 17 strike "reason to suspect" and insert "reasonable grounds to believe"

The bill was read the second time.

On motion of Mr. Flanagan, the committee amendment was adopted.

House Bill No. 44 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 44 was placed on final passage.

Representatives Newhouse, Haussler and Moon spoke in favor of passage of the bill.

#### POINT OF INQUIRY

Mr. Newhouse yielded to question by Mr. Shinpoch.

Mr. Shinpoch: "I note that this allows seizure of nonstamped cigarettes in possession of any person. Does that also apply to seizure of cigarettes in the so-called 'smoke shacks' on the Indian reservations?"

Mr. Newhouse: "I would say no, because by that time it is beyond the control of our state officials. It would be the point of entry across the state line when it becomes an item in interstate trade."

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 44, and the bill passed the House by the following vote: Yeas, 86; nays, 9; not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Marsh, Marzano, Maxie, May, McCormick, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Savage, Sawyer, Schumaker, Shera, Smith, Smythe, Thompson, Van Dyk, Wanamaker, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Charnley, Chatalas, Douthwaite, Grant, Martinis, McDermott, Ross, Shinpoch, Williams.

Not voting: Representatives Kilbury, Lysen, Richardson, Spanton.

Engrossed House Bill No. 44, 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.

HOUSE BILL NO. 46, by Representative Hansey:

Permitting premiums on poultry products.

Committee on Agriculture recommendation: Majority, do pass with the following amendment:

On page 1, line 17 after "sale of" strike the remainder of the paragraph and insert "~~((eggs))~~ poultry, ~~((and the products thereof))~~ or milk and ~~((the))~~ milk products ~~((thereof))."~~

The bill was read the second time.

On motion of Mr. Amen, the committee amendment was adopted.

House Bill No. 46 was ordered engrossed.

On motion of Mr. Morrison, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 46 was placed on final passage.

Representatives Hansey and Grant spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 46, and the bill passed the House by the following vote: Yeas, 93; nays, 2; not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Zimmerman, Mr. Speaker.

Voting nay: Representatives Curtis, Wolf.

Not voting: Representatives Kilbury, McCormick, Richardson, Spanton.

Engrossed House Bill No. 46, 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.

HOUSE BILL NO. 59, by Representatives Hatfield, Luders, Polk and Knowles (by Joint Committee on Education request):

Authorizing school district to establish police force for its own district.

## MOTION

On motion of Mr. Morrison, the House deferred consideration of House Bill No. 59, and the bill was ordered placed on the calendar following House Bill No. 158.

HOUSE BILL NO. 158, by Representatives Bluechel, Randall, Zimmerman, Williams and Jones:

Providing allowances for citizen members of the state land planning commission.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 158 was placed on final passage.

Mr. Bluechel spoke in favor of passage of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 158, and the bill passed the House by the following vote: Yeas, 91; nays, 4; not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Shera, Shinpoch, Smythe, Thompson, Van Dyk, Williams, Wojahn, Zimmerman, Mr. Speaker.

Voting nay: Representatives Julin, Schumaker, Smith, Wolf.

Not voting: Representatives Kilbury, Richardson, Spanton, Wanamaker.

House Bill No. 158, 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.

HOUSE BILL NO. 59, by Representatives Hatfield, Luders, Polk and Knowles (by Joint Committee on Education request):

Authorizing school district to establish police force for its own district.

Committee on Education and Libraries recommendation: Majority, do pass with the following amendment:

On page 2, section 4, line 28 following "students" and before the period insert: ": PROVIDED, That such security officers shall not be permitted to carry weapons on school premises during the time when classes are in session except under specific emergency conditions outlined by the state board of education"

The bill was read the second time.

Mr. Mentor moved adoption of the committee amendment and spoke in favor of the amendment.

#### POINT OF INQUIRY

Mr. Mentor yielded to question by Mr. Kuehnle.

Mr. Kuehnle: "Representative Mentor, can you give me an idea of how long, under emergency circumstances, it would take to get the sanction of the state board of education for these special police officers to carry weapons?"

Mr. Mentor: "Under my interpretation of this, you would not have to go to the state board to get emergency permission. What would happen is that if there is a riot, or whatever conditions might develop, they would then automatically have the permission. Also, of course, there is nothing to keep the school board, the principal, or the superintendent from calling in the local police force if there are some emergency conditions. I don't think it is good for education to have armed police officers walking around inside the schools during normal class hours."

Mr. Kuehnle spoke against adoption of the committee amendment, and Mr. Hoggins spoke in favor of it.

#### POINT OF INQUIRY

Mr. Hoggins yielded to question by Mr. Conway.

Mr. Conway: "Mr. Hoggins, if this amendment were to pass, would that mean that it would be unlawful for a police officer to be in a school during working hours (classroom hours) with a weapon?"

Mr. Hoggins: "Absolutely not. This relates to school forces--forces hired by school districts. It does not relate to the local police or county police situation."

Mr. Conway spoke in favor of the committee amendment.

#### POINT OF INQUIRY

Mr. Hoggins yielded to question by Mr. Barden.

Mr. Barden: "Representative Hoggins, one of the big problems in my legislative district is vandalism and burglary occurring late at night. I wonder if, under the terms of this committee amendment, which states 'specific emergency conditions,' if the state board would be able to declare patrol after dark, of school buildings, to be an emergency condition, or if we should by amendment strike the word 'emergency'?"

Mr. Hoggins: "In my opinion, the state board, just because it is dark, would not authorize the carrying of a weapon. But I would have to indicate to you that most security forces now that are hired by school districts are not trained, etc., and they do not carry weapons. It is not intended that this force be a weapon-carrying group."

The committee amendment to House Bill No. 59 was adopted on a rising vote.

Mr. Barden moved adoption of the following amendment:

On page 2, section 2, after line 5 insert a new subsection as follows:

"(4) Shall, prior to assuming police duties on behalf of the school district, have satisfactorily completed a course of instruction conducted by a public police department or sheriff's department or department of public safety."

Mr. Barden spoke in favor of the amendment, and Mr. Douthwaite spoke against it.

Mr. Barden spoke again in favor of the amendment.

The amendment by Mr. Barden to House Bill No. 59 was adopted.

The Clerk read the following amendment by Mr. Cunningham:

On page 2, after line 5 insert a new section 3 as follows:

"NEW SECTION. Sec. 3. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.58 a new section to read as follows:

A member of a police force established under section 1 of this 1972 act shall, prior to his appointment, have successfully completed the training program prescribed for local law enforcement personnel in the area in which the school is located, or a training program equivalent thereto."

Renumber the remaining sections accordingly.

#### PARLIAMENTARY INQUIRY

Mr. Cunningham: "Mr. Speaker, there is some duplication apparently in these two amendments. I was not aware that Mr. Barden was putting an amendment up there when I submitted mine. I am under the impression that mine is a little more complete and would give a little more latitude to the local school district. That is the reason

I submitted it that way. I would not want to cause a duplication, but I do think it was a superior amendment as far as spelling out the details."

The Speaker: "If your point of parliamentary inquiry is, 'do you have to withdraw your amendment,' the answer is no. You may offer it in addition."

Mr. Cunningham moved adoption of the amendment and spoke in favor of its adoption.

The amendment by Mr. Cunningham to House Bill No. 59 was adopted.

House Bill No. 59 was ordered engrossed.

Mr. Wolf moved that the rules be suspended, the second reading considered the third, and Engrossed House Bill No. 59 be placed on final passage.

The motion was carried on a rising vote.

Representatives Hatfield and Luders spoke in favor of passage of the bill, and Representatives Ross and Charette spoke against it.

#### POINT OF INQUIRY

Mr. Charette yielded to question by Mr. Barden.

Mr. Barden: "Representative Charette, this bill, if it passes, enables school districts to acquire additional personnel and probably at considerable cost for equipping and outfitting and establishing the division within their jurisdiction. I wonder, as an attorney and an experienced legislator, if you could tell me if it is within the power of the school districts currently to contract with local police agencies for personal services in order to sustain the cost of assigning patrolmen to school districts for this particular function, which would serve the purpose of the school district and also provide an excellent environment in which the new policemen, and even experienced policemen, could learn by association with youth and become better acquainted with their problems?"

Mr. Charette: "Mr. Barden, I feel that under the present law, it is possible for the school district to contract for this service. I feel that under the present law, they can also cooperate with the local police authorities and retain people within their own building. I also feel quite strongly that if we defeat this bill, five years from now we won't have the special school police down here asking for a pension fund."

Representatives Barden and Curtis spoke against passage of the bill.

Mr. Grant demanded the previous question and the demand was sustained.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 59, and the bill failed to pass the House by the following vote: Yeas, 30; nays, 63; not voting, 6.

Voting yea: Representatives Bagnariol, Beck, Benitz, Brouillet, Brown, Conway, Costanti, Garrett, Gilleland, Gladder, Hatfield, Hoggins, Hurley, Johnson, Jones, Juelling, Kirk, Knowles, Kuehnle, Litchman, Luters, Martinis, Merrill, O'Brien, Paris, Polk, Savage, Schumaker, Shera, Mr. Speaker.

Voting nay: Representatives Adams, Amen, Anderson, Backstrom, Barden, Bauer, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Ceccarelli, Charette, Charnley, Conner, Copeland, Cunningham, Curtis, Douthwaite, Eikenberry, Flanagan, Gallagher, Goldsworthy, Grant, Hansey, Haussler, Hubbard, Jastad, Julin, King, Kiskaddon, Kopet, Kraabel, Lysen, Marsh, Marzano, Maxie, May, McCormick, McDermott, Mentor, Moon, Morrison, North, Pardini, Perry, Rabel, Randall, Rosellini, Ross, Sawyer, Shinpoch, Smith, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman.

Not voting: Representatives Chatalas, Farr, Kilbury, Newhouse, Richardson, Spanton.

Engrossed House Bill No. 59, having failed to receive the constitutional majority, was declared lost.

HOUSE BILL NO. 365, by Representative Copeland:

Pertaining to changes in salaries of certain public officials.

On motion of Mr. Copeland, Substitute House Bill No. 365 was substituted for House Bill No. 365, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 365 was read the second time.

On motion of Mr. Morrison, the rules were suspended, the second reading considered the third, and Substitute House Bill No. 365 was placed on final passage.

Mr. Copeland spoke in favor of passage of the bill, and Mr. Hatfield spoke against it.

## ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 365, and the bill passed the House by the following vote: Yeas, 52; nays, 43; not voting, 4.

Voting yea: Representatives Adams, Anderson, Bagnariol, Bauer, Beck, Blair, Bluechel, Bottiger, Bradley, Brouillet, Ceccarelli, Charette, Chatalas, Conner, Copeland, Douthwaite, Farr, Gallagher, Gilleland, Goldsworthy, Grant, Hansey, Haussler, Jastad, Johnson,

Jones, King, Kiskaddon, Knowles, Kopet, Luders, Lysen, Marsh, Marzano, Maxie, Merrill, Moon, Newhouse, North, O'Brien, Pardini, Perry, Rosellini, Ross, Savage, Sawyer, Shera, Shinpoch, Thompson, Van Dyk, Wojahn, Mr. Speaker.

Voting nay: Representatives Amen, Backstrom, Barden, Benitz, Berentson, Bledsoe, Bozarth, Brown, Charnley, Conway, Costanti, Cunningham, Curtis, Eikenberry, Flanagan, Garrett, Gladder, Hatfield, Hoggins, Hubbard, Hurley, Jueling, Julin, Kirk, Kraabel, Kuehnle, Martinis, May, McCormick, McDermott, Mentor, Morrison, Paris, Polk, Rabel, Randall, Schumaker, Smith, Smythe, Wanamaker, Williams, Wolf, Zimmerman.

Not voting: Representatives Kilbury, Litchman, Richardson, Spanton.

Substitute House Bill No. 365, 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.

HOUSE BILL NO. 199, by Representatives Kirk, Kuehnle, Bottiger, Adams, Charnley, Litchman and Merrill:

Eliminating residency requirements for municipal firemen and policemen.

The bill was read the second time.

Mr. Ross moved adoption of the following amendments:

On page 2, section 4, line 23 after "municipality" and before the period insert ": PROVIDED, That the provisions of this 1972 act shall not apply to any city with a population in excess of 400,000"

On page 2, section 5, line 32 after "municipality" and before the period insert ": PROVIDED, That the provisions of this 1972 act shall not apply to any city with a population in excess of 400,000"

Mr. Wolf moved adoption of the following amendment to the amendments by Mr. Ross:

On line 3 of both amendments after "shall" and before "apply" strike "not" and insert "only"

Representative Wolf spoke in favor of the amendment to the amendments, and Representatives Kuehnle and Kirk spoke against it.

The amendment by Mr. Wolf to the amendments by Mr. Ross to House Bill No. 199 was not adopted.

The Speaker stated the question before the House to be the amendments by Mr. Ross.

Representative Ross spoke in favor of the amendments, and Representatives Bottiger, Brown and O'Brien spoke against their adoption.

## POINT OF INQUIRY

Mr. Bottiger yielded to question by Mr. Ross.

Mr. Ross: "How did this amendment get involved in a racial conflict situation?"

Mr. Bottiger: "You are aware that you and I discussed this once before (not on the floor) and you suggested it was a way to force the city to hire more minority groups in the fire department."

Mr. Ross spoke again in favor of the amendments.

The amendments by Mr. Ross to House Bill No. 199 were not adopted.

Mr. Wolf moved adoption of the following amendment:

On page 2, beginning on line 15 strike all of sections 4 and 5.

Mr. Wolf spoke in favor of the amendment, and Mr. Kuehnle spoke against it.

Mr. Wolf demanded an electric roll call and the demand was sustained.

Representative Hoggins spoke in favor of the amendment by Mr. Wolf, and Representatives Chatalas and Smythe spoke against it.

## ROLL CALL

The Clerk called the roll on the adoption of the amendment by Mr. Wolf to House Bill No. 199, and the amendment was not adopted by the following vote: Yeas, 17; nays, 79; not voting, 3.

Voting yea: Representatives Blair, Charette, Conner, Conway, Copeland, Cunningham, Curtis, Goldsworthy, Hansey, Hoggins, Kraabel, Mentor, Newhouse, Ross, Smith, Wolf, Zimmerman.

Voting nay: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charnley, Chatalas, Costanti, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Grant, Hatfield, Haussler, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, King, Kirk, Kiskaddon, Knowles, Kopet, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, Morrison, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Mr. Speaker.

Not voting: Representatives Kilbury, Richardson, Spanton.

On motion of Mr. Kopet, the following amendment was adopted:

On page 2, following section 5 add a new section to read as follows:

"NEW SECTION. Sec. 6. This act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

House Bill No. 199 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 199 was placed on final passage.

Mrs. Kirk spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 199, and the bill passed the House by the following vote: Yeas, 82; nays, 14; not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charnley, Chatalas, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hatfield, Haussler, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, King, Kirk, Kiskaddon, Knowles, Kopet, Kuehne, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Mr. Speaker.

Voting nay: Representatives Blair, Charette, Conner, Conway, Hansey, Hoggins, Kraabel, Moon, Morrison, Newhouse, Ross, Smith, Wolf, Zimmerman.

Not voting: Representatives Kilbury, Richardson, Spanton.

Engrossed House Bill No. 199, 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.

HOUSE BILL NO. 527, by Representatives Zimmerman and Bauer:

Clarifying and directing collection and use of funds in fire protection projects.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 527 was placed on final passage.

Mr. Zimmerman spoke in favor of passage of the bill.

POINT OF INQUIRY

Mr. Zimmerman yielded to question by Mr. Smith.

Mr. Smith: "As Chairman of the Natural Resources and Ecology Committee, would you repeat to me again the answer to the question I asked: 'Why don't we just take this assessment off the tax rolls and give those property taxpayers a little break?' Would you give me that answer again, please?"

Mr. Zimmerman: "The legislature in 1955 set this up. It is not a matter of our taking it off--it is a matter of how it is going to be used. It is a matter that in this case it was recommended that it be used for this particular purpose of recreational development."

Mr. Smith spoke against passage of the bill, and Mr. Bauer spoke in favor of it.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 527, and the bill passed the House by the following vote: Yeas, 87; nays, 9; not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Gallagher, Garrett, Gilleland, Goldsworthy, Grant, Hansey, Haussler, Hoggins, Hurley, Jastad, Johnson, Jones, Julin, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Bledsoe, Flanagan, Gladder, Hatfield, Hubbard, Juelling, Kuehnle, Newhouse, Smith.

Not voting: Representatives Kilbury, Richardson, Spanton.

House Bill No. 527, 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.

MOTIONS

On motion of Mr. Bledsoe, all bills passed today were ordered transmitted immediately to the Senate.

On motion of Mr. Bledsoe, the House recessed until 2:30 p.m.

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 AFTERNOON SESSSION  
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The Speaker called the House to order at 2:30 p.m. The Clerk called the roll and all members were present except Representatives Conner, Hurley, Kilbury, Richardson and Spanton. Representatives Conner, Kilbury, Richardson and Spanton were excused.

## SECOND READING

HOUSE BILL NO. 514, by Representatives Bluechel, Cunningham, Wolf and Savage (by Department of General Administration request):

Providing for construction of a state office building.

On motion of Mr. Bluechel, Substitute House Bill No. 514 was substituted for House Bill No. 514, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 514 was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Substitute House Bill No. 514 was placed on final passage.

Representatives Bluechel, Savage and Wolf spoke in favor of passage of the bill, and Representatives Litchman and Smith spoke against it.

## ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 514, and the bill passed the House by the following vote: Yeas, 65; nays, 29; not voting, 5.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Beck, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Farr, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hoggins, Jastad, Johnson, Jones, King, Kirk, Kiskaddon, Knowles, Kopet, Kuehnle, Marsh, Marzano, Maxie, May, McCormick, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Perry, Polk, Rosellini, Savage, Sawyer, Shera, Smythe, Thompson, Wanamaker, Williams, Wojahn, Wolf, Mr. Speaker.

Voting nay: Representatives Barden, Bauer, Benitz, Bozarth, Bradley, Eikenberry, Flanagan, Garrett, Hatfield, Haussler, Hubbard, Juelling, Julin, Kraabel, Litchman, Luders, Lysen, Martinis, McDermott, Mentor, Paris, Rabel,

Randall, Ross, Schumaker, Shinpoch, Smith, Van Dyk, Zimmerman.

Not voting: Representatives Conner, Hurley, Kilbury, Richardson, Spanton.

Substitute House Bill No. 514, 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.

HOUSE BILL NO. 147, by Representatives Marsh and Julin:

Providing for alternative methods of legal aid.

Committee on Judiciary recommendation: Majority, do pass with the following amendment:

On page 1, section 1, line 12, after "by the county" strike "board of commissioners" and insert "legislative body"

The bill was read the second time.

On motion of Mr. Julin, the committee amendment was adopted.

House Bill No. 147 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 147 was placed on final passage.

Mr. Marsh spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 147, and the bill passed the House by the following vote: Yeas, 88; nays, 5; not voting, 6,

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Goldsworthy, Grant, Hansey, Hatfield, Hoggins, Hubbard, Jastad, Johnson, Jones, Juelling, Julin, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Gladder, Haussler, Kuehnle, Mentor, Smith.

Not voting: Representatives Bledsoe, Conner, Hurley, Kilbury, Richardson, Spanton.

Engrossed House Bill No. 147, 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.

The Speaker declared the House to be at ease.  
The Speaker called the House to order.

#### MOTION

On motion of Mr. Bledsoe, the House reverted to the seventh order of business.

#### REPORTS OF STANDING COMMITTEES

January 28, 1972

HOUSE BILL NO. 381, Prime Sponsor: Representative Thompson, providing for the appropriate funding of community colleges, reported by Committee on Higher Education.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass. Signed by Representatives Benitz, Chairman, Bluechel, Bottiger, Garrett, Gladder, Goldsworthy, King, Knowles, Maxie, Shera, Shinpoch.

MINORITY recommendation: Do not pass. Signed by Representatives Rabel, Vice Chairman, Douthwaite.

To Committee on Rules and Administration for second reading.

#### MOTIONS

On motion of Mr. Morrison, House Bill No. 381 was placed on today's second reading calendar immediately following House Bill No. 189.

On motion of Mr. Morrison, House Bill No. 188 was placed on today's second reading calendar immediately following House Bill No. 190.

#### ANNOUNCEMENT BY THE SPEAKER

The Speaker: "By action of the Committee on Rules and Administration, House Bill No. 183 was placed on today's second reading calendar immediately following House Bill No. 188. Your agenda commencing on page 12 is now: House Bills 186, 187, 189, and 381. Going over to page 13: House Bills 190, 188 and 183."

#### SECOND READING

HOUSE BILL NO. 186, by Representatives Bluechel, Thompson, Hubbard, Curtis, Garrett, Kiskaddon, Luders, Hatfield, Hoggins, Charnley, Hansey, Haussler, Polk, Zimmerman, Brown, North, Martinis, Savage, Williams,

Cunningham, Randall, Jones, Smith, Gilleland and Litchman (by Executive request):

Providing for waste disposal facilities bonds.

Committee on State Government recommendation: Majority, do pass as amended. (For amendments see Journal for seventeenth day, January 26, 1972.)

The bill was read the second time.

On motion of Mr. Bluechel, the committee amendments were adopted.

Mr. Eikenberry moved adoption of the following amendment:

On page 1, section 1, line 10 after "include" strike all the matter down to and including "program is" on line 24.

Representatives Eikenberry, Sawyer and Hatfield spoke in favor of adoption of the amendment, and Representative Bluechel spoke against it.

#### POINT OF INQUIRY

Mr. Hubbard yielded to question by Mr. Bluechel.

Mr. Bluechel: "Representative Hubbard, would you tell me what happens if the language in the intent section of a bond bill is erroneous in any way?"

Mr. Hubbard: "I can only assume that the usual would happen--that your bonding attorneys are going to take a whole new look at the things you seem to be expressing in the bill itself. It might be something they wouldn't underwrite at all. I am not speaking for or against Mr. Eikenberry's proposal, but I would say that any striking here, where they have carefully worked out this bill, for those of you who might want to go along with it, you may be finding yourself in a situation where you couldn't have the bond issue anyway."

Mr. Eikenberry closed debate, speaking in favor of the amendment.

The amendment by Mr. Eikenberry to House Bill No. 186 was adopted on a rising vote.

Mr. Charette moved adoption of the following amendment:

On page 2, section 4, line 23 after "ecology" and before the period insert "with consent of the legislature"

Mr. Charette spoke in favor of the amendment.

## PARLIAMENTARY INQUIRY

Mr. Bluechel: "Mr. Speaker, there is a technical point here. I agree that this amendment is a valid amendment, except I believe Representative Charette has the wrong wording. I have, from counsel, slightly different wording with exactly the same intent. If we could have a two minute recess, we could take care of this."

The Speaker: "As long as you meet in the center aisle, in full view of everybody, in open meeting, go right ahead."

With the consent of the House, Mr. Charette substituted the following language for his amendment:

On page 2, section 4, line 23 after "ecology" and before the period insert "subject to legislative appropriation"

Mr. Charette spoke in favor of the substitute amendment.

The amendment by Mr. Charette to House Bill No. 186 was adopted.

House Bill No. 186 was ordered engrossed.

Mr. Bledsoe moved that the rules be suspended, the second reading considered the third, and Engrossed House Bill No. 186 be placed on final passage.

Mr. Wolf demanded an electric roll call and the demand was sustained.

Mr. Bledsoe spoke in favor of the motion, and Mr. Grant spoke against it.

## ROLL CALL

The Clerk called the roll on the motion by Mr. Bledsoe to advance Engrossed House Bill No. 186 to third reading and final passage, and the motion was lost by the following vote: Yeas, 44; nays, 51; not voting, 4.

Voting yea: Representatives Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Garrett, Gilleland, Goldsworthy, Hansey, Hatfield, Hoggins, Hubbard, Jones, Kirk, Kiskaddon, Kopet, Kraabel, Mentor, Moon, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Ross, Shera, Smith, Smythe, Wanamaker, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Douthwaite, Flanagan, Gallagher, Gladder, Grant, Haussler, Hurley, Jastad, Johnson, Juelling, Julin, King, Knowles, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, O'Brien, Perry, Randall, Rosellini, Savage, Sawyer,

Schumaker, Shinpoch, Thompson, Van Dyk, Williams, Wojahn.  
Not voting: Representatives Conner, Kilbury,  
Richardson, Spanton.

HOUSE BILL NO. 187, by Representatives Amen, Moon, Kopet,  
Hoggins, Hubbard, Haussler, Kilbury, Cunningham,  
Goldsworthy, Copeland, Jones and Kiskaddon (by  
Executive request):

Providing for water supply bonds.

Committee on State Government recommendation:  
Majority, do pass as amended. (For amendments see Journal  
for seventeenth day, January 26, 1972.)

The bill was read the second time.

On motion of Mr. Bluechel, the committee amendments  
were adopted.

Mr. Eikenberry moved adoption of the following  
amendment:

On page 1, section 1, line 10 after "include" strike  
all the matter down to and including "program is" on line  
24.

Mr. Eikenberry spoke in favor of the amendment, and  
Mr. Julin spoke against it.

Mr. Eikenberry closed debate, speaking in favor of  
adoption of the amendment.

The amendment by Mr. Eikenberry to House Bill No.  
187 was adopted.

On motion of Mr. Charette, the following amendment  
was adopted:

On page 2, section 4, line 23 after "ecology" and  
before the period insert "subject to legislative  
appropriation"

House Bill No. 187 was ordered engrossed.

Mr. Wolf moved that the rules be suspended, the  
second reading considered the third, and Engrossed House  
Bill No. 187 be placed on final passage.

Mr. Pardini demanded an electric roll call and the  
demand was sustained.

Representatives Bledsoe and Perry spoke against the  
motion.

#### ROLL CALL

The Clerk called the roll on the motion by Mr. Wolf  
to advance Engrossed House Bill No. 187 to third reading  
and final passage, and the motion was lost by the following  
vote: Yeas, 18; nays, 76; not voting, 5.

Voting yea: Representatives Barden, Blair, Conway, Garrett, Hatfield, Hoggins, Hubbard, Jones, Kraabel, Mentor, Moon, Pardini, Polk, Rabel, Sawyer, Wanamaker, Wolf, Mr. Speaker.

Voting nay: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Bauer, Beck, Benitz, Berentson, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Haussler, Hurley, Jastad, Johnson, Juelling, Julin, King, Kirk, Kiskaddon, Knowles, Kopet, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Morrison, North, O'Brien, Paris, Perry, Randall, Rosellini, Ross, Savage, Schumaker, Shera, Shipoch, Smith, Smythe, Thompson, Van Dyk, Williams, Wojahn, Zimmerman.

Not voting: Representatives Conner, Kilbury, Newhouse, Richardson, Spanton.

Engrossed House Bill No. 186 and Engrossed House Bill No. 187 were passed to Committee on Rules and Administration for third reading.

HOUSE BILL NO. 189, by Representatives North, Thompson, Cunningham, Smith, Bluechel, Ross, Zimmerman, Brouillet, Charnley, Hoggins, Jones and Kiskaddon (by Executive request):

Providing for state park and recreation bonds.

Committee on State Government recommendation: Majority, do pass as amended. (For amendments see Journal for seventeenth day, January 26, 1972.)

The bill was read the second time.

On motion of Mr. Bluechel, the committee amendments were adopted.

Mr. Eikenberry moved adoption of the following amendment:

On page 1, section 1, line 10 after "include" strike all the matter down to and including "program is" on line 24.

Mr. Eikenberry spoke in favor of the amendment.

#### POINT OF INQUIRY

Mr. Charette yielded to question by Mr. Douthwaite.

Mr. Douthwaite: "Now that we are on a more rational consideration track here, and in accordance with your commendation of Mr. Hemstad awhile ago (his ability as a lawyer), it surprises me that we are therefore proceeding to strike this amount of verbiage on these pages. I wonder if Mr. Hemstad has some good reasons for doing this, or what really is our intention? To come to the point, do you subscribe to the arguments put forth by Mr. Eikenberry at

this point?"

Mr. Charette: "I take it the question has two parts: One of the reasons I appreciate Mr. Hemstad is that he gives legal opinions and he doesn't tell whether he is for or against these things; and to the second part of the question, the answer is yes."

The amendment by Mr. Eikenberry to House Bill No. 189 was adopted.

On motion of Mr. Bluechel, the committee amendment to the title was adopted.

House Bill No. 189 was ordered engrossed and passed to the Committee on Rules and Administration for third reading.

HOUSE BILL NO. 381, by Representatives Thompson, Smythe and King:

Providing for the appropriate funding of community colleges.

On motion of Mr. Benitz, Substitute House Bill No. 381 was substituted for House Bill No. 381, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 381 was read the second time.

Mr. Amen moved adoption of the following amendment: On page 3, section 6, line 9 insert a period after "exhausted" and strike the remainder of the section.

Mr. Amen spoke in favor of the amendment, and Mr. Benitz spoke against it.

The amendment by Mr. Amen was lost.

Mr. Pardini moved adoption of the following amendments:

On page 1, section 1, line 27 after "in excess of" strike "fifty" and insert "thirty"

On page 2, section 2, line 6 after "in the sum of" and before "million dollars" strike "fifty" and insert "thirty"

Representative Pardini spoke in favor of the amendments, and Representatives Benitz, Thompson and Smythe spoke against them.

Mr. Pardini spoke again in favor of the amendments, and Mr. Douthwaite spoke against them.

Mr. Benitz spoke again in opposition to the amendments.

Mr. Gladder demanded the previous question and the demand was sustained.

The amendments by Mr. Pardini were not adopted.

Substitute House Bill No. 381 was passed to Committee on Rules and Administration for third reading.

HOUSE BILL NO. 190, by Representatives Farr, Conner, Kirk and Kiskaddon (by Executive request):

Providing for social and health facilities bonds.

Committee on State Government recommendation: Majority, do pass as amended. (For amendments see Journal for seventeenth day, January 26, 1972.)

The bill was read the second time.

On motion of Mr. Bluechel, the committee amendments were adopted.

On motion of Mr. Eikenberry, the following amendment was adopted:

On page 1, section 1, line 9 beginning with "The long-range" strike all of the matter down to and including the period following "regions" in line 24.

House Bill No. 190 was ordered engrossed and passed to Committee on Rules and Administration for third reading.

HOUSE BILL NO. 188, by Representatives Rabel, Pardini, Hoggins, Charnley, Douthwaite, Bluechel, Smythe, Gilleland, Jones and Kiskaddon (by Executive request):

Providing for public transportation bonds.

On motion of Mr. Bluechel, Substitute House Bill No. 188 was substituted for House Bill No. 188, and the substitute bill was placed on the calendar for second reading.

On motion of Mr. Eikenberry, the following amendment was adopted:

On page 1, section 1, line 10 after "include" strike all the matter down to and including "program is" on line 24.

Substitute House Bill No. 188 was ordered engrossed and passed to Committee on Rules and Administration for third reading.

HOUSE BILL NO. 183, by Representatives Pardini, Douthwaite, Jones, Rabel, Kiskaddon, Gilleland and Litchman (by Executive request):

Providing for regional economic development.

On motion of Mr. Bluechel, Substitute House Bill No. 183 was substituted for House Bill No. 183, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 183 was read the second time and passed to Committee on Rules and Administration for third reading.

MOTIONS

On motion of Mr. Morrison, the House advanced to the eleventh order of business.

On motion of Mr. Morrison, the House adjourned until 6:00 p.m., Sunday, January 30, 1972.

THOMAS A. SWAYZE, Jr., Speaker.  
MALCOLM McBEATH, Chief Clerk.

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 TWENTY-FIRST DAY  
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 EVENING SESSION  
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House Chamber, Olympia, Wash., Sunday, January 30, 1972.

The House was called to order at 6:00 p.m. by the Speaker. The Clerk called the roll and all members were present except Representatives North and Paris who were excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by the Reverend Dwight Hall of the Westside Alliance Church of Olympia.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

MESSAGES FROM THE SENATE

January 29, 1972

Mr. Speaker: The Senate has passed:  
 ENGROSSED SENATE BILL NO. 28,  
 ENGROSSED SENATE BILL NO. 54,  
 ENGROSSED SENATE BILL NO. 79,  
 ENGROSSED SENATE BILL NO. 83,  
                   SENATE BILL NO. 84,  
 ENGROSSED SENATE BILL NO. 91,  
 ENGROSSED SUBSTITUTE SENATE BILL NO. 100,  
                   SENATE BILL NO. 173,  
                   SENATE BILL NO. 177,  
 ENGROSSED SENATE BILL NO. 26,

and the same are herewith transmitted.

Bill Gleason, Assistant Secretary.

INTRODUCTION AND FIRST READING

ENGROSSED SENATE BILL NO. 28, by Senators Foley, Atwood and Mardesich (by Legislative Budget Committee request):

AN ACT Relating to state government; amending section 43.08.130, chapter 8, Laws of 1965 and RCW 43.08.130; adding a new section to chapter 43.08 RCW; creating new sections; providing for the expiration of certain sections hereof; making an appropriation; and declaring an emergency.

To Committee on State Government.

ENGROSSED SENATE BILL NO. 54, by Senators Holman and Dore  
(by Judicial Council request):

AN ACT Relating to inferior courts; amending section 2, chapter 299, Laws of 1961 and RCW 3.30.020; amending section 10, chapter 299, Laws of 1961 as last amended by section 1, chapter 147, Laws of 1971 ex. sess. and RCW 3.34.010; amending section 11, chapter 299, Laws of 1961 as last amended by section 2, chapter 23, Laws of 1970 ex. sess. and RCW 3.34.020; amending section 15, chapter 299, Laws of 1951 and RCW 3.34.060; and amending section 129, chapter 299, Laws of 1961 and RCW 3.74.920.

To Committee on Judiciary.

ENGROSSED SENATE BILL NO. 79, by Senators Francis and Atwood:

AN ACT Relating to domestic relations; providing an additional ground for divorce; and amending section 2, chapter 215, Laws of 1949 as amended by section 1, chapter 15, Laws of 1965 ex. sess. and RCW 26.08.020.

To Committee on Judiciary.

ENGROSSED SENATE BILL NO. 83, by Senators Peterson (Ted), Holman and Knoblauch (by Department of Social and Health Services request):

AN ACT Relating to veterans' estates; and providing certain powers and duties to the secretary of the department of social and health services; and adding a new section to chapter 73.04 RCW.

To Committee on Social and Health Services.

SENATE BILL NO. 84, by Senators Peterson (Ted), Knoblauch and Francis (by Department of Social and Health Services request):

AN ACT Relating to disabled veterans; and amending section 1, chapter 178, Laws of 1949 as last amended by section 1, chapter 193, Laws of 1971 ex. sess. and RCW 73.04.110.

To Committee on Transportation.

ENGROSSED SENATE BILL NO. 91, by Senators Holman, Elicker and Francis:

AN ACT Relating to infants; and adding a new section to chapter 26.28 RCW.

To Committee on Social and Health Services.

ENGROSSED SUBSTITUTE SENATE BILL NO. 100, by Judiciary Committee (Originally sponsored by Senators Henry, Huntley, Twigg and Walgren):

An ACT Relating to crimes and punishment; amending section 1, chapter 114, Laws of 1955 and RCW 9.45.240; amending section 2, page 101, Laws of 1854 as last amended by section 1, chapter 83, Laws of 1969 and RCW 10.79.015; defining crimes and providing penalties.

To Committee on Judiciary.

SENATE BILL NO. 173, by Senators Talley, Huntley and Day:

AN ACT Relating to fire districts; amending section 25, chapter 34, Laws of 1939 as amended by section 7, chapter 254, Laws of 1947 and RCW 52.12.040; amending section 1, chapter 76, Laws of 1953 and RCW 52.12.110.

To Committee on Local Government.

SENATE BILL NO. 177, by Senators Washington and Huntley:

AN ACT Relating to education; amending section 28A.57.250, chapter 223, Laws of 1969 ex. sess. and RCW 28A.57.250; and declaring an emergency.

To Committee on Education and Libraries.

ENGROSSED SENATE BILL NO. 260, by Senators Holman, Gardner and Gissberg:

AN ACT Relating to estates of absentees; amending section 11.80.010, chapter 145, Laws of 1965 and RCW 11.80.010; and adding new sections to chapter 11.80 RCW.

To Committee on Judiciary.

#### STATEMENT FOR THE JOURNAL

This session, more than ever before, we have heard almost endless talk about "the right of the people to know." We have listened to great flights of oratory concerning honest votes cast in full public view. In consequence, a lot of the folks back home have slept soundly at night, serene in the belief that Men of Integrity are in the saddle at our legislative meetings in Olympia.

Yesterday we came up to a few gut-issue votes on the floor of the House. We had our hero speeches along with the voices of those who advocated variant viewpoints with sincerity.

Finally, after the oral roll call, the votes were

counted. There weren't enough. Then an astounding thing happened: All of a sudden, some of these Men of Integrity had a change of heart--and they had this to say: "Mr. Speaker, I change my vote from NAY to AYE."

Had they had a genuine change of heart? You know they didn't and I know they didn't. They had wanted the folks back home to see their vote against the issue. Since their negative votes meant that the issue would fail, they had to disclose their real feelings and sympathies. In effect they said: "I wanted to go on record as being against this boondoggle--but since that would mean its failure, I must now disclose how I really stand." That's statemanship at its best, isn't it?

Even worse than the hypocrites who were unblushingly guilty of this duplicity, are those marshmallows (on both sides of the aisle) who will succumb to the blandishments and the threats of their leadership on the issues which will be "reconsidered" after narrow losses yesterday. You can identify them by simple reference to yesterday's record vote. These so-called "representatives" are saying in effect "yes, I did vote NO yesterday; however, today after a great deal of soul-searching, I have elected to vote YES." What they are saying, in most cases, is that they are more than somewhat allergic to heat and are more than a little deficient in the guts department.

I have great respect for those who cast forthright "YES" votes yesterday for issues that I voted against. I have nothing but contempt for those whose "YES" votes today (and who changed votes from "No" to "Aye" yesterday) are nothing but confessions that they place expediency above principles.

CARLTON A. GLADDER, 7th District.

#### MOTION

On motion of Mr. Morrison, the bills printed on today's agenda under fourth order of business were referred to the committees specified.

#### RESOLUTIONS

HOUSE RESOLUTION No. 72-15 by Representatives Charnley, North and Haussler:

WHEREAS, There has been concern expressed by the citizens of Washington as to the shelf life of packaged food products sold in the State of Washington; and

WHEREAS, Food products which have aged may be detrimental to the citizens of the State of Washington; and

WHEREAS, The interests of the Washington consumer are served by complete disclosure of the nature of the age of packaged food products; and

WHEREAS, Legislation implementing the dating of food products may be difficult for an industry; and

WHEREAS, The Legislature recognizes the need for study in this area; and

WHEREAS, House Bill No. 30 was introduced in the Second Extraordinary Session of the 42nd Legislature, relating to this problem;

NOW, THEREFORE, BE IT RESOLVED, That the Legislative Council study House Bill No. 30 and the problems and

advantages to be derived through the dating of food products and the cost encumbered by the same and report their findings and recommendations to the next Regular Session of the Legislature.

On motion of Mr. Charnley, the resolution was adopted.

HOUSE RESOLUTION NO. 72-16 by Representatives Grant and Hubbard:

WHEREAS, There have been a variety of bills relating to collective bargaining concerning hospital employees and nurses introduced in this Special Session of the Legislature; and

WHEREAS, There is some indication that hospitals may present unique problems in the collective bargaining process, especially as they may relate to the rendering of quality health care to the people; and

WHEREAS, There are several alternative approaches to including hospital employees under collective bargaining statutes;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Legislative Council is requested to conduct a study jointly with the Public Employees' Collective Bargaining Committee on the problems of collective bargaining with hospitals and report its findings with recommendations to the next Regular Session of the Legislature.

On motion of Mr. Grant, the resolution was adopted.

#### REPORTS OF STANDING COMMITTEES

January 27, 1972

HOUSE BILL NO. 14, Prime Sponsor: Representative Zimmerman, enumerating amounts of bonds required for outdoor music festivals, reported by Committee on Local Government.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass. Signed by Representatives Smythe, Chairman, Barden, Vice Chairman, Blair, Douthwaite, Gilleland, Jones, Kopet, Lysen, Maxie, Merrill, North, Rabel, Smith, Thompson.

To Committee on Rules and Administration for second reading.

January 29, 1972

HOUSE BILL NO. 29, Prime Sponsor: Representative Bradley, transferring administration of all-terrain vehicle law from department of motor vehicles to interagency committee, reported by Committee on Natural Resources and Ecology.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass. Signed by Representatives Zimmerman, Chairman, Beck,

Bradley, Charnley, Flanagan, Gallagher, Gilleland, Hansey, Kraabel, Luders, Martinis, North, Schumaker, Smith, Thompson, Williams.

To Committee on Rules and Administration for second reading.

January 29, 1972

HOUSE BILL NO. 62, Prime Sponsor: Representative Copeland, providing for uniform per diem payments, reported by Committee on State Government.

MAJORITY recommendation: Do pass with the following amendments:

On page 7, line 8 of the title after "RCW;" insert "providing an effective date;"

On page 113, section 150, line 6 after "salary" insert "or fee"

On page 113, beginning on line 9 insert a new section as follows:

"NEW SECTION. Sec. 151. This act shall take effect on July 1, 1973."

Signed by Representatives Bluechel, Chairman, Conway, Vice Chairman, Bledsoe, Cunningham, Hoggins, Hurley, Knowles, Kraabel, Marzano, McCormick, Moon, Paris, Perry, Swayze, Williams.

To Committee on Rules and Administration for second reading.

January 29, 1972

HOUSE BILL NO. 79, Prime Sponsor: Representative Charette, exempting ordinary hot water tanks from inspection by the department of labor and industries, reported by Committee on Labor and Employment Security.

MAJORITY recommendation: Do pass. Signed by Representatives Hubbard, Chairman, Curtis, Flanagan, Johnson, Morrison, Newhouse, Randall, Wanamaker.

To Committee on Rules and Administration for second reading.

January 29, 1972

HOUSE BILL NO. 124, Prime Sponsor: Representative Shera, providing new regulations and granting new powers to savings and loan associations, reported by Committee on Financial Institutions and Insurance.

MAJORITY recommendation: Do pass with the following amendment:

Beginning on page 10, line 25 strike all of section 20 and insert the following:

"There is hereby created a savings association board consisting of five members of whom one shall be the supervisor of the division of savings and loan associations

who shall act as chairman and four shall be members appointed by the governor. Of said four members, one shall be a member at large appointed without reference to any nomination by the Washington savings league.

The term of office of each member of the savings association board shall be five years except that the first board shall be appointed as follows:

One member for two years; one member for three years; one member for four years; and one member for five years. Thereafter, appointments shall be made to fill the vacancy at the expiration of the individual terms or to fill unexpired terms due to death or resignation. Members shall serve until their successors are duly appointed and qualified. Appointed members of the board shall qualify by giving written notice to the supervisor of the division of savings and loan associations of their acceptance of such appointment.

The members shall have at least five years experience in any business of the kind in which associations are engaged. The Washington savings league may make at least three nominations for appointment to each vacancy on the board except where the vacancy is for a member at large. If such nominations are made the governor shall appoint one of the nominees to each vacancy.

Each board may by vote of a majority of all of its members excuse any member for failure to attend its meetings. The office of any member not so excused who is absent from six consecutive meetings shall be declared vacant and the vacancy filled by the governor in accordance with this section.

The board shall meet upon the call of the chairman, notice of which shall be given to each member, in writing, not less than five days prior to the date fixed for such meeting. The majority of all the members in office shall be necessary to constitute a quorum for the transaction of business. The act of the majority of the members present at a meeting at which a quorum is present shall be the acts of the board. The chairman shall have no vote unless the members present shall be equally divided. The division shall designate from among its employees a secretary to the board. Full minutes of the proceedings of the board shall be kept by the secretary.

Members of the board shall serve without compensation but shall be entitled to personal expenses actually incurred in the performance of duties.

The function of the savings association board shall be:

(1) Exercise the power to remove from his office or position an officer, employee, or director of an association pursuant to RCW 33.16.040 when the board of directors of the association fails to meet, consider or act upon the objections of the supervisor within twenty days after receiving the objections;

(2) To recommend rules and regulations to be adopted by the supervisor;

(3) To be available upon call of the supervisor for advice concerning any action of the division on any other matter arising under this title, but the supervisor shall have the responsibility for decision as to any such action."

Signed by Representatives Shera, Chairman, Pardini, Vice Chairman, Bagnariol, Barden, Blair, Hoggins, King, Litchman, Merrill, Ross.

To Committee on Rules and Administration for second reading.

January 29, 1972

HOUSE BILL NO. 159, Prime Sponsor: Representative Jueling, authorizing the department of labor and industries to charge a fee for explosives user's and purchaser's licenses, reported by Committee on Labor and Employment Security.

MAJORITY recommendation: Do pass with the following amendment:

On page 2, beginning on line 6 strike all of section 4 and insert the following:

"NEW SECTION. Sec. 4. Any two components which, when mixed, become capable of detonation by a No. 6 cap must be stored in separate locked containers or in a licensed, approved magazine."

Signed by Representatives Hubbard, Chairman, Hatfield, Vice Chairman, Charette, Curtis, Grant, Johnson, McDermott, Morrison, Newhouse, Randall, Savage, Wanamaker.

To Committee on Rules and Administration for second reading.

January 29, 1972

HOUSE BILL NO. 160, Prime Sponsor: Representative Conner, providing for elective coverage by public port districts for unemployment compensation, reported by Committee on Labor and Employment Security.

MAJORITY recommendation: Do pass. Signed by Representatives Hubbard, Chairman, Hatfield, Vice Chairman, Curtis, Flanagan, Grant, Johnson, McDermott, Morrison, Randall, Savage, Wanamaker.

To Committee on Rules and Administration for second reading.

January 29, 1972

HOUSE BILL NO. 231, Prime Sponsor: Representative Shera, pertaining to eligibility for general assistance, reported by Committee on Labor and Employment Security.

MAJORITY recommendation: Do pass. Signed by Representatives Hubbard, Chairman, Hatfield, Vice Chairman, Curtis, Flanagan, Morrison, Newhouse, Wanamaker.

MINORITY recommendation: Do not pass. Signed by Representatives Charette, Grant, Johnson, McDermott, Randall, Savage.

To Committee on Rules and Administration for second reading.

January 28, 1972

HOUSE BILL NO. 235, Prime Sponsor: Representative Kilbury, creating a geothermal resources act, reported by Committee on Natural Resources and Ecology.

† MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass. Signed by Representatives Zimmerman, Chairman, Beck, Bradley, Charnley, Cunningham, Gallagher, Gilleland, Hurley, Kilbury, Kraabel, Luders, Martinis, North, Schumaker, Thompson, Van Dyk, Williams, Wojahn.

To Committee on Rules and Administration for second reading.

January 29, 1972

HOUSE BILL NO. 303, Prime Sponsor: Representative Pardini, authorizing deposit in public depositories of public moneys including money held in trust, and bringing mutual savings banks within the meaning of qualified public depositories, reported by Committee on Financial Institutions and Insurance.

MAJORITY recommendation: Do pass. Signed by Representatives Shera, Chairman, Pardini, Vice Chairman, Bagnariol, Barden, Blair, Hoggins, King, Litchman, Luders, Merrill, Ross.

To Committee on Rules and Administration for second reading.

January 29, 1972

HOUSE BILL NO. 304, Prime Sponsor: Representative Pardini, authorizing savings and loan associations as public depositories, reported by Committee on Financial Institutions and Insurance.

MAJORITY recommendation: Do pass with the following amendments:

Beginning on page 1, strike all of section 1 and renumber the remaining sections consecutively

On page 1, line 1 of the title after "depositories;" strike "amending section 11, chapter 193, Laws of 1969 ex. sess. and RCW 39.58.110;"

Signed by Representatives Shera, Chairman, Pardini, Vice Chairman, Backstrom, Bagnariol, Barden, Blair, King, Litchman.

To Committee on Rules and Administration for second reading.

January 29, 1972

HOUSE BILL NO. 323, Prime Sponsor: Representative Bluechel, relating to state government, reported by Committee on State Government.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass. Signed by Representatives Bluechel, Chairman, Conway, Vice Chairman, Bledsoe, Cunningham, Hoggins, Hurley, Knowles, Marzano, McCormick, Moon, Paris, Perry, Swayze, Williams.

To Committee on Rules and Administration for second reading.

January 29, 1972

HOUSE BILL NO. 347, Prime Sponsor: Representative Wolf, providing for the regulation of public employment, reported by Committee on Labor and Employment Security.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass. Signed by Representatives Hubbard, Chairman, Charette, Curtis, Flanagan, Grant, Johnson, McDermott, Morrison, Randall, Savage, Wanamaker.

To Committee on Rules and Administration for second reading.

January 28, 1972

HOUSE BILL NO. 348, Prime Sponsor: Representative Mentor, relating to ferry routes and operations, reported by Committee on Transportation.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, beginning on line 3, strike everything after the enacting clause and insert the following:

"NEW SECTION. Section 1. The Washington toll bridge authority and the Washington state highway commission are authorized to operate a ferry service between Port Townsend and Keystone on Admiralty Inlet in the event that the certificate of convenience and necessity for the ferry operation is theretofore surrendered, rights thereunder are abandoned, and the ferry service is discontinued. In no event shall the authority and the commission undertake such a ferry service preceding events as set forth herein or before April 1, 1973.

NEW SECTION. Sec. 2. The purpose of this act is to provide service on the ferry route between Port Townsend and Keystone to be determined by the toll bridge authority. Operation of this route is necessary for the economic health, safety and welfare of the people of the state. Additionally, state operation of this route will further benefit the people of the state by providing better access to important installations maintained by the United States Navy and the United States Coast Guard."

On page 1, line 1 of the title, after "operations" and before the period insert "; creating new sections"

Signed by Representatives Berentson, Chairman, Spanton, Vice Chairman, Wanamaker, Vice Chairman, Adams, Anderson, Bauer, Beck, Blair, Bozarth, Bradley, Charnley, Conner, Cunningham, Douthwaite, Gallagher, Garrett, Gilleland, Hansey, Hubbard, Johnson, Kraabel, Martinis, Perry, Schumaker.

To Committee on Rules and Administration for second reading.

January 28, 1972

HOUSE BILL NO. 397, Prime Sponsor: Representative Charnley, authorizing the highway commission to erect along roads commercial signs pertaining to gas, food, and lodging, reported by Committee on Transportation.

MAJORITY recommendation: Do pass with the following amendments:

On page 3, section 1, line 17 after "show the" insert "logo,"

On page 3, section 1, line 21 after "applicable. The" insert "logo,"

On page 3, section 2, line 30 after "maintain" and before "specific" insert "for experimental purposes at not more than eighteen interchanges"

On page 4, section 2, line 14 after the period insert "The commission shall report the results of its experiment and make recommendations to the first session of the legislature convening after January 1, 1974."

Signed by Representatives Berentson, Chairman, Wanamaker, Vice Chairman, Adams, Anderson, Bauer, Beck, Blair, Bozarth, Bradley, Charnley, Conner, Cunningham, Douthwaite, Gallagher, Garrett, Hansey, Hubbard, Johnson, Kraabel, Martinis, Perry, Williams.

To Committee on Rules and Administration for second reading.

January 28, 1972

HOUSE BILL NO. 469, Prime Sponsor: Representative Lysen, limiting the amount of smoke discharge from motor vehicles, reported by Committee on Transportation.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, section 1, beginning on line 13, strike all of subsection (2) and insert:

"(2) ((The engine and power mechanism of every motor vehicle shall be so equipped and adjusted as to prevent the escape of excessive fumes or smoke-)) (a) No motor vehicle first sold and registered as a new motor vehicle on or after January 1, 1971 shall discharge into the atmosphere at elevations of less than three thousand feet any air contaminant for a period of more than ten seconds which is:

(i) As dark as or darker than the shade designated as No. 1 on the Ringelmann chart, as published by the United States bureau of mines; or

(ii) Of such opacity as to obscure an observer's view to a degree equal to or greater than does smoke described in subsection (a)(i) above.

(b) No motor vehicle first sold and registered prior to January 1, 1971 shall discharge into the atmosphere at elevations of less than three thousand feet any air contaminant for a period of more than ten seconds which is:

(i) As dark as or darker than the shade designated as No. 2 on the Ringelmann chart, as published by the United States bureau of mines; or

(ii) Of such opacity as to obscure an observer's view to a degree equal to or greater than does smoke described in subsection (b)(i) above.

(c) For the purposes of this subsection the following definitions shall apply:

(i) 'Opacity' means the degree to which an emission reduces the transmission of light and obscures the view of an object in the background;

(ii) 'Ringelmann chart' means the Ringelmann smoke chart with instructions for use as published by the United States bureau of mines in May 1967 and as thereafter amended, information circular 7718."

Signed by Representatives Berentson, Chairman, Wanamaker, Vice Chairman, Adams, Bauer, Blair, Charnley, Conner, Cunningham, Douthwaite, Gallagher, Garrett, Hansey, Hubbard, Johnson, Kraabel, Martinis, Perry, Williams.

To Committee on Rules and Administration for second reading.

January 27, 1972

HOUSE BILL NO. 472, Prime Sponsor: Representative Conway, prohibiting cities, towns, and counties from requiring paroled felons to carry felon identification cards, reported by Committee on Local Government.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass. Signed by Representatives Smythe, Chairman, Adams, Amen, Bauer, Blair, Bradley, Douthwaite, Gilleland, Haussler, Jones, Lysen, Maxie, Mentor, Merrill, North, Rabel, Smith, Thompson.

To Committee on Rules and Administration for second reading.

January 29, 1972

HOUSE BILL NO. 478, Prime Sponsor: Representative Thompson, providing for the jurisdiction of pollution control hearings boards, reported by Committee on Natural Resources and Ecology.

MAJORITY recommendation: Do pass with the following amendment:

On page 7, section 10, line 3 after "address" and before "the" strike "if" and insert "of"

Signed by Representatives Zimmerman, Chairman, Beck, Charnley, Gallagher, Gilleland, Hansey, Hurley, Kraabel, Luders, Martinis, North, Schumaker, Thompson, Van Dyk, Williams, Wojahn.

To Committee on Rules and Administration for second reading.

January 29, 1972

HOUSE BILL NO. 482, Prime Sponsor: Representative North, providing for the establishment and administration of certain natural area preserves, reported by Committee on Natural Resources and Ecology.

MAJORITY recommendation: Do pass. Signed by Representatives Zimmerman, Chairman, Newhouse, Vice Chairman, Bradley, Charnley, Gallagher, Gilleland, Hansey, Kraabel, Luders, Martinis, McCormick, North, Thompson, Williams, Wojahn, Wolf.

To Committee on Rules and Administration for second reading.

January 29, 1972

HOUSE BILL NO. 555, Prime Sponsor: Representative Shera, providing for expanded insurance programs for state employees and officials, reported by Committee on Financial Institutions and Insurance.

MAJORITY recommendation: Do pass. Signed by Representatives Shera, Chairman, Pardini, Vice Chairman, Barden, Berentson, Blair, Hoggins, King, Litchman, Luders, Merrill, Ross.

To Committee on Rules and Administration for second reading.

January 29, 1972

HOUSE JOINT RESOLUTION NO. 70, Prime Sponsor: Representative Bluechel, amending the Constitution relative to state government, reported by Committee on Elections and Apportionment.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass. Signed by Representatives Brown, Chairman, Morrison, Vice Chairman, North, Pardini, Smythe.

To Committee on Rules and Administration for second reading.

## SECOND READING

HOUSE BILL NO. 237, by Representatives Hoggins, Haussler, Brouillet, Charette, Brown and Morrison:

Authorizing public libraries to offer certain materials for sale at cost to the library.

The bill was read the second time.

On motion of Mr. Morrison, the rules were suspended, the second reading considered the third, and House Bill No. 237 was placed on final passage.

Mr. Hoggins spoke in favor of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 237, and the bill passed the House by the following vote: Yeas, 94; nays, 0; not voting, 5.

Voting yea: Representatives Adams, Amen, Anderson, Bagnariol, Barden, Bauer, Beck, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, Pardini, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Backstrom, Benitz, North, O'Brien, Paris.

House Bill No. 237, 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.

HOUSE BILL NO. 106, by Representatives Hatfield, Luders and Brown (by Joint Committee on Education request):

Providing children on certain military reservations will be educated within a single school district.

On motion of Mr. Hoggins, Substitute House Bill No. 106 was substituted for House Bill No. 106, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 106 was read the second time.

On motion of Mr. Hoggins, the following amendment was adopted:

On page 2, section 2, line 12, beginning with "that" strike the remainder of the sentence and insert: "that notwithstanding any other provision of this act the annexation order shall not include territory of school districts on such military reservations in which none or less than a majority of the pupils residing within that portion of the district within such military reservation have one or more parents serving in the military and under such military command."

Mr. Bottiger moved adoption of the following amendment by Representatives Bottiger and Gallagher:

Strike everything after the enacting clause and insert the following:

NEW SECTION. Section 1. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.57 RCW a new section to read as follows:

Notwithstanding other provisions of this chapter or any other provision of law, as of June 15, 1972, any United States military reservation in the state of Washington with more than two thousand five hundred common school age children in public schools resident thereon shall be included wholly within the boundaries of a single school district. Such single school district shall be the school district with the fewest pupils enrolled in one of the school districts presently having boundary lines within such military reservation and serving pupils thereon. The procedure for achieving such single school districts where they do not now exist, or in any year in the future when there are more than two thousand five hundred common school age children on such a military reservation resident therein, shall be as prescribed in section 2 of this 1972 act.

NEW SECTION. Sec. 2. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.57 RCW a new section to read as follows:

On or before May 15, 1972, or in any year in the future where there are more than two thousand five hundred common school age children on such a military reservation resident therein, whichever is the case, and notwithstanding other provisions of this chapter or any other provision of law, the county committee on school district organization of each county in which such a United States military reservation is located or in the case such military reservation is located in two counties the joint county committee established pursuant to RCW 28A.57.240 shall order effective June 15th of the then calendar year the annexation of portions of reservation territory not currently within the single school district, as required by section 1 of this 1972 act, to one of the school districts encompassing a portion of the military reservation: PROVIDED, That the annexation order shall not include territory on such military reservation in which less than a majority of the people residing thereon have at least one parent serving in the military and under such military reservation command. The county committee on school district organization shall order such equitable transfer

of assets and liabilities as is deemed necessary for the orderly transfer of the territory in accordance with transfers in other annexation proceedings authorized under this chapter.

NEW SECTION. Sec. 3. This 1972 act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

Mr. Smythe moved adoption of the following amendment to the amendment by Representatives Bottiger and Gallagher:

In New Section 1, line 10 after "the" and before "pupils" strike "fewest" and insert "most"

Representatives Smythe and Hoggins spoke in favor of the amendment to the amendment, and Representative Bottiger spoke against it.

#### POINT OF INQUIRY

Mr. Bottiger yielded to question by Mr. Lysen.

Mr. Lysen: "Mr. Bottiger, I am concerned about the accreditation problem. You stated that Du Pont High School is not accredited by the state board, but everybody else. I wish you would expand on that a little bit. I would like to know who is this accredited by, specifically, and what are the reasons for it not being accredited by the state."

Mr. Bottiger: "Mr. Lysen, Representative Hoggins touched on that. In 1959 there was some question about a high school, and Du Pont did go ahead and build the high school later. As a result of that, the state board has simply refused to ever accredit their high school for the financial reason. I don't think there is a single other accrediting body that does not fully accredit Dupont school district. It is just a pure political problem between the Du Pont School Board and the State Board of Education."

Representatives Brown and May spoke in favor of adoption of the amendment by Mr. Smythe to the amendment by Representatives Bottiger and Gallagher, and Representatives Bledsoe, Brouillet and Hatfield spoke against it.

Mr. Charette demanded the previous question and the demand was sustained.

The amendment by Mr. Smythe to the amendment by Representatives Bottiger and Gallagher to Substitute House Bill No. 106 was not adopted.

The Speaker stated the question before the House to be the amendment by Representatives Bottiger and Gallagher.

Mr. Beck spoke against adoption of the amendment, and Representative Gallagher spoke in favor of it.

## POINT OF INQUIRY

Mr. Brouillet yielded to question by Mr. Costanti.

Mr. Costanti: "Representative Brouillet, you stated that in doing away with these amendments, that it would be back to the county board to decide. What is to force the county board to decide? They have that power at the present time, do they not?"

Mr. Brouillet: "Two answers to that: First of all, it is not the county board. I don't want anybody here to mix up the county and the intermediate board. This is the County Committee on School District Organization, which is composed of nine people, selected by school directors at an annual election, etc., representative of all levels of schools. That is one thing. The second thing is that there is some question about whether they have any jurisdiction on military reservations right now. This bill clears that up for one thing. The second thing, if they do not make a decision, then any citizen in Clover Park or Du Pont can go to court and get a writ to force them to make a decision one way or another. So I think this would clear that up in that situation."

The amendment by Representatives Bottiger and Gallagher was not adopted.

Mr. Bottiger moved adoption of the following amendment by Representatives Bottiger and Gallagher:

On page 2, line 29, add new sections to read as follows:

"Section 1. Section 28A.04.120, chapter 223, Laws of 1969 ex. sess. as last amended by section 1, chapter 215, Laws of 1971 ex. sess. and RCW 28A.04.120 are each amended to read as follows:

In addition to any other powers and duties as provided by law, the state board of education shall:

(1) Approve the program of courses leading to teacher certification offered by all institutions of higher education within the state which may be accredited and whose graduates may become entitled to receive teachers' certification.

(2) Investigate the character of the work required to be performed as a condition of entrance to and graduation from any institution of higher education in this state relative to teachers' certification, and prepare an accredited list of those higher institutions of education of this and other states whose graduates may be awarded teachers' certificates.

(3) Supervise the issuance of teachers' certificates and specify the types and kinds of certificates necessary for the several departments of the common schools by rule or regulation in accordance with RCW 28A.70.005.

(4) Examine and accredit secondary schools and approve, subject to the provisions of RCW 28A.02.200, private and/or parochial schools carrying out a program for any or all of the grades one through twelve: PROVIDED, That no public or private high schools shall be placed upon the

accredited list so long as secret societies are knowingly allowed to exist among its students by school officials: PROVIDED, That accreditation and approval shall be based only on educational standards governing curriculum, staff, and facilities.

Every secondary school shall be approved and accredited which has met the educational standards governing curriculum, staff, and facilities. The superintendent of public instruction or a staff committee of the superintendent's office shall determine whether such standards have been met.

(5) Make rules and regulations governing the establishment in any existing nonhigh school district of any secondary program or any new grades in grades nine through twelve. Before any such program or any new grades are established the district must obtain prior approval of the state board: PROVIDED, That any school district with a high school in operation on February 1, 1972, shall be classified as a high school district.

(6) Prepare such outline of study for the common schools as the board shall deem necessary, and prescribe such rules for the general government of the common schools, as shall seek to secure regularity of attendance, prevent truancy, secure efficiency, and promote the true interest of the common schools.

(7) Prepare with the assistance of the superintendent of public instruction a uniform series of questions, with the proper answers thereto for use in the correcting thereof, to be used in the examination of persons, as this code may direct, and prescribe rules and regulations for conducting any such examinations.

(8) Continuously reevaluate courses and adopt and enforce regulations within the common schools so as to meet the educational needs of students and articulate with the institutions of higher education and unify the work of the public school system.

(9) Prepare courses of instruction in physical education, and direct and enforce such instruction throughout the state, with the assistance of the school officials, intermediate school district superintendents and the boards of directors of the common schools.

(10) Carry out board powers and duties relating to the organization and reorganization of school districts under chapter 28A.57 RCW.

(11) By rule or regulation promulgated upon the advice of the state fire marshal, provide for instruction of pupils in the public and private schools carrying out a K through 12 program, or any part thereof, so that in case of sudden emergency they shall be able to leave their particular school building in the shortest possible time or take such other steps as the particular emergency demands, and without confusion or panic; such rules and regulations shall be published and distributed to certificated personnel throughout the state whose duties shall include a familiarization therewith as well as the means of implementation thereof at their particular school.

(12) Hear and decide appeals as otherwise provided by law.

Sec. 2. Section 28A.04.130, chapter 223, Laws of 1969 ex. sess. as amended by section 1, chapter 54, Laws of

1971 and RCW 28A.04.130 are each amended to read as follows:

The state board of education is hereby empowered, and it shall be the duty of said board to prescribe rules and regulations governing the classification and numbering system of school districts, except as otherwise provided by law: PROVIDED, That any school district with a high school in operation on February 1, 1972, shall be classified as a high school district.

NEW SECTION. Sec. 3. The provisions of this 1972 amendatory act shall supersede and control over any conflicting provisions found in Title 28A RCW or in any other provision of law.

NEW SECTION. Sec. 4. This 1972 amendatory act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately.

NEW SECTION. Sec. 5. If any provision of this 1972 amendatory act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected."

Mr. Bottiger spoke in favor of adoption of the amendment, and Mr. Hoggins spoke against it.

#### POINT OF ORDER

Mr. Newhouse: "I would like to request the Speaker to rule as to whether this bill would be within the scope and object of the bill which Mr. Bottiger is attempting to amend."

#### RULING BY THE SPEAKER

The Speaker: "The Speaker has examined the original measure which is before us as amended (Substitute House Bill No. 106) which seeks to add certain sections to chapter 28A.57 of the Revised Code of Washington. Chapter 28A.57 deals with organization and reorganization of school districts. I find that the subject matter of Substitute House Bill No. 106 deals with that subject matter and properly fits within that chapter of the Revised Code of Washington. The proposed amendment by Representative Bottiger seeks to amend certain sections in chapter 28A.04, sections .120 and .130, of the Revised Code of Washington. That amendment and the sections of the Code which are amended deal with the powers and duties of the state board of education, and that is the sole subject matter of the proposed amendment changing those powers and duties. Even though both Substitute House Bill No. 106 and the proposed amendment do deal with schools, I find that one deals with school districts, and the other deals with powers and duties of the state board. In line with my previous rulings of last session and this session, the title of the measure and the title of the amendment are not solely determinative of the scope and object of the bill. I can

look at the specific subject matter of the bill itself, and I find that they do deal with different matters entirely (relating to schools and education). The proposed amendment is therefore out of order."

Substitute House Bill No. 106 was ordered engrossed.

Mr. Wolf moved that the rules be suspended, the second reading considered the third, and Engrossed Substitute House Bill No. 106 be placed on final passage.

The motion was carried on a rising vote.

Representatives Shera and Luders spoke in favor of passage of the bill, and Representative Bottiger spoke against it.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 106, and the bill passed the House by the following vote: Yeas, 76; nays, 21; not voting, 2.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Beck, Berentson, Blair, Bluechel, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charnley, Chatalas, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Hoggins, Hubbard, Hurley, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, Litchman, Luders, Marsh, Martinis, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, O'Brien, Pardini, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Shera, Shipoch, Smythe, Spanton, Thompson, Van Dyk, Williams, Wolf.

Voting nay: Representatives Amen, Bauer, Benitz, Bledsoe, Bottiger, Charette, Conner, Flanagan, Gallagher, Grant, Haussler, Jastad, Knowles, Lysen, Marzano, Schumaker, Smith, Wanamaker, Wojahn, Zimmerman, Mr. Speaker.

Not voting: Representatives North, Paris.

Engrossed Substitute House Bill No. 106, 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.

The Speaker declared the House to be at ease.  
The Speaker called the House to order.

HOUSE BILL NO. 173, by Representative Kilbury (by Secretary of State request):

Changing the definition of "service voter" to include persons absent from the state and allowing absentee balloting in municipal elections as well as others.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 173 was placed on final passage.

Mr. Kilbury spoke in favor of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 173, and the bill passed the House by the following vote: Yeas, 94; nays, 0; not voting, 5.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, O'Brien, Pardini, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Jastad, Marzano, North, Paris, Ross.

House Bill No. 173, 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.

HOUSE BILL NO. 99, by Representatives Hubbard, Wanamaker, Curtis, Pardini, Kopet, Bledsoe, Flanagan, Polk, Barden, Goldsworthy, Shera, Jueling, Morrison, Gladder, Schumaker, Spanton, Richardson, Kuehnle, Amen, Smythe, Hansey, Gilleland, Bluechel and Jones:

Changing requirements for unemployment compensation eligibility.

The bill was read the second time.

#### MOTION

Mr. Charette moved that House Bill No. 99 be rereferred to the Committee on Rules and Administration.

Mr. Chatalas demanded an electric roll call and the demand was sustained.

Mr. Charette spoke in favor of the motion, and Mr. Hubbard spoke against it.

## ROLL CALL

The Clerk called the roll on the motion by Mr. Charette to rerefer House Bill No. 99 to Committee on Rules and Administration, and the motion was lost by the following vote: Yeas, 47; nays, 49; not voting, 3.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Douthwaite, Gallagher, Grant, Haussler, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Maxie, May, McCormick, McDermott, Merrill, Moon, O'Brien, Perry, Randall, Rosellini, Savage, Sawyer, Shipoch, Thompson, Van Dyk, Williams, Wojahn.

Voting nay: Representatives Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Hoggins, Hubbard, Jones, Juelling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehle, Mentor, Morrison, Newhouse, Pardini, Polk, Rabel, Richardson, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Marzano, North, Paris.

## POINT OF ORDER

Mr. Bagnariol: "Mr. Speaker, I understand the House Rules require every member sitting in his seat to vote. I was sitting at my desk at the time the first roll call vote was taken (when the machine malfunctioned and failed to record my vote). I feel my vote should have counted on the first vote."

The Speaker: "The vote has already been announced, Mr. Bagnariol. Your point is not well taken."

The Clerk read the following amendment by Mr. Savage:

On page 4, section 3, line 17 after "the" and before "calendar" strike "seventeenth" and insert "((seventeenth) first)"

## MOTION

Mr. Savage moved that House Bill No. 99 be indefinitely postponed.

Mr. Savage spoke in favor of the motion.

## POINT OF ORDER

Mr. Curtis: "I wonder if the Speaker would rule if the gentleman is confining his remarks to the motion to indefinitely postpone."

## RULING BY THE SPEAKER

The Speaker: "The motion to indefinitely postpone involves the entire subject matter of the bill before us, Mr. Curtis. The motion is so killing that the subject matter cannot again be reintroduced in this session. Reed's Rules say that such a motion, of such serious nature, opens up the entire subject matter for debate. Your point is not well taken."

Mr. Savage continued his remarks in favor of the motion to indefinitely postpone House Bill No. 99.

## REMONSTRANCE BY THE SPEAKER

The Speaker: "Your ten minutes have expired, Mr. Savage."

Mr. Curtis demanded an electric roll call and the demand was sustained.

Mr. Curtis spoke against the motion to indefinitely postpone House Bill No. 99, and Mr. Grant spoke in favor of it.

## ROLL CALL

The Clerk called the roll on the motion by Mr. Savage to indefinitely postpone House Bill No. 99, and the motion was lost by the following vote: Yeas, 47; nays, 48; not voting, 4.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Douthwaite, Gallagher, Grant, Haussler, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Maxie, May, McCormick, McDermott, Merrill, Moon, O'Brien, Perry, Randall, Rosellini, Savage, Sawyer, Shinpoch, Thompson, Van Dyk, Williams, Wojahn.

Voting nay: Representatives Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Hoggins, Hubbard, Jones, Juelling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehne, Mentor, Morrison, Newhouse, Pardini, Polk, Rabel, Richardson, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf, Mr. Speaker.

Not voting: Representatives Marzano, North, Paris, Zimmerman.

With the consent of the House, Mr. Savage withdrew his amendment to House Bill No. 99.

Mr. Wolf moved that the rules be suspended, the second reading considered the third, and House Bill No. 99 be placed on final passage.

Mr. Chatalas demanded an electric roll call and the demand was sustained.

#### ROLL CALL

The Clerk called the roll on the motion by Mr. Wolf to suspend the rules and advance House Bill No. 99 to third reading and final passage, and the motion was lost by the following vote: Yeas, 51; nays, 44; not voting, 4.

Voting yea: Representatives Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Jones, Juelling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehne, Luders, Mentor, Moon, Morrison, Newhouse, Pardini, Polk, Rabel, Richardson, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf, Mr. Speaker.

Voting nay: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Douthwaite, Gallagher, Grant, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Lysen, Marsh, Martinis, Maxie, May, McCormick, McDermott, Merrill, O'Brien, Perry, Randall, Rosellini, Savage, Sawyer, Shinpoch, Thompson, Van Dyk, Williams, Wojahn.

Not voting: Representatives Marzano, North, Paris, Zimmerman.

House Bill No. 99 was passed to Committee on Rules and Administration for third reading.

HOUSE BILL NO. 53, by Representatives Shera, Bagnariol, Smythe, Kopet, Barden, Hansey, Mentor, Anderson, Backstrom, Blair, Conway, Gallagher, Kilbury, Luders and Merrill:

Providing for a system of no-fault auto insurance.

#### MOTION

On motion of Mr. Bledsoe, the House deferred consideration of House Bill No. 53, and the bill was ordered placed on tomorrow's second reading calendar.

HOUSE BILL NO. 234, by Representatives Rabel, Sawyer and Morrison:

Authorizing certain payroll deductions for certificated employees of school districts.

Committee on Education and Libraries recommendation: Majority, do pass as amended. (For amendments, see Journal for eighteenth day, January 27, 1972.)

The bill was read the second time.

On motion of Mr. Hoggins, the committee amendments were adopted.

House Bill No. 234 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 234 was placed on final passage.

Mr. Rabel spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 234 on final passage, and the bill passed the House by the following vote: Yeas, 82; nays, 12; not voting, 5.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Farr, Flanagan, Gallagher, Garrett, Goldsworthy, Grant, Hansey, Haussler, Hoggins, Hurley, Jastad, Johnson, Kilbury, King, Kirk, Kiskaddon, Knowles, Kraabel, Kuehnle, Luders, Lysen, Marsh, Martinis, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, O'Brien, Pardini, Perry, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, ShePa, Shinpoch, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Eikenberry, Gilleland, Gladder, Hatfield, Hubbard, Jones, Julin, Kopet, Polk, Richardson, Smith, Spanton.

Not voting: Representatives Juelling, Litchman, Marzano, North, Paris.

Engrossed House Bill No. 234, 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.

HOUSE BILL NO. 446, by Representatives Mentor, Newhouse and Gallagher:

Providing for the election of the state committee and enumerating its powers.

Committee on Elections and Apportionment recommendation: Majority, do pass with the following amendment:

On page 1, section 1, line 26 strike the semicolon and insert "for any federal or state office to be voted on by the electors of more than one county."

The bill was read the second time.

On motion of Mr. Brown, the committee amendment was adopted.

Mr. Grant moved adoption of the following amendment:

On page 1, section 1, line 7 after "each" strike "county" and insert "~~(county)~~ legislative district"

Representatives Grant, Polk, Barden and Charnley spoke in favor of the amendment, and Representatives Kuehnle, Brown, Haussler and Bledsoe spoke against it.

The amendment by Mr. Grant was not adopted.

Mr. Lysen moved adoption of the following amendment by Representatives Lysen, Thompson and Kraabel:

On page 1, section 1, line 8 after "meeting" and before the period insert "and each state legislative district shall be entitled to one additional committee member elected by the precinct committeeman from that district"

Representatives Lysen, Moon, Kraabel and Thompson spoke in favor of the amendment, and Representative Brown spoke against it.

Mr. Jueling demanded the previous question and the demand was sustained.

Mr. Lysen closed debate, speaking in favor of the amendment.

The amendment by Representatives Lysen, Thompson and Kraabel to House Bill No. 446 was lost on a rising vote.

Mr. Grant moved adoption of the following amendment: On page 1, section 1, lines 24 and 25, strike subsection (2) and renumber the remaining subsections consecutively.

Mr. Grant spoke in favor of the amendment, and Mr. Brown spoke against it.

#### MOTION

Mr. Kuehnle moved that the House defer further consideration of House Bill No. 446, and the bill be placed at the bottom of today's second reading calendar.

Mr. Kuehnle spoke in favor of the motion and Mr. Brown spoke against it.

#### POINT OF INQUIRY

Mr. Brown yielded to question by Mr. Douthwaite.

Mr. Douthwaite: "My question, sir, deals with your comment that the convention sets its own rules. As I read this, it says the state committee may provide and adopt bylaws, rules and regulations. It does not say clearly to me that the state convention will provide its own rules. It seems to me if this is correct, then Mr. Kuehnle raises

a very good point, and we should clarify who sets the rules for the state committee. I think it is certainly a travesty if the state committee sets the rules for the convention."

Mr. Brown: "This doesn't say that the state committee sets the rules for the convention. The committee sets its own bylaws for its own operation. Every convention has its own rules committee, and one of the first orders of business is the adoption of the rules for the conduct of that particular convention. Each individual convention, at the time it convenes, does adopt and does utilize its own rules. And there the state central committee's rules, as regards the convention, are only sufficient to get it started and get it convened. The temporary chairman, as you recall, in most of these cases starts the convention, and the first real action of the convention is the adoption of its rules. Many times we have had lengthy debates in both parties at that point, but I don't see how you can read this any other way--other than the state central committee must have the authority to operate itself, just as we do with our own rules. The convention still controls itself, and that has been pretty well enunciated by the court."

Mr. Douthwaite spoke in favor of the motion by Mr. Kuehnle.

The motion by Mr. Kuehnle was carried, and House Bill No. 446 was placed at the bottom of the second reading calendar.

HOUSE BILL NO. 98, by Representatives Bottiger, Charette and Wolf (by Legislative Council request):

Providing for regulation of camping clubs.

Committee on Business and Professions recommendation: Majority, do pass as amended. (For amendments see Journal for eighteenth day, January 27, 1972.)

The bill was read the second time.

On motion of Mr. Curtis, the committee amendments were adopted.

House Bill No. 98 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 98 was placed on final passage.

Mr. Bottiger spoke in favor of the bill.

#### POINT OF INQUIRY

Mr. Bottiger yielded to question by Mr. Randall.

Mr. Randall: "I would like to ask you two questions

that have concerned me (and I just spoke briefly to you about them) on pages 4 and 5. On page 4, line 15, you state that the director may suspend a permit if he finds, 'That the promoter has failed to comply with local health and land use requirements.' The same wording is used on page 5, line 25. Can you tell me if you can foresee a situation where a regional or statewide health requirement could be superseded by a local, or not complied with by a local, and as such thwart the intent of this act?"

Mr. Bottiger: "Mr. Randall, as I told you in private (and I realize you want to put this in the Journal) I can't see that because most of the regional and statewide permits are applicable to local health and land use planning commissions. There might be a rare case where a local zoning authority wanted to argue with the state zoning authority, but I can't conceive of how that would come up."

Mr. Randall: "My second question would be with just the wording--whether this was worded this way purposely, or whether it was a drafting error. On line 15, again you say 'the promoter has failed to comply with local health and land use requirements,' but over on section 11, line 25, 'The director shall not grant any promotion permit until . . . the applicant has complied with all local health, planning, and environmental requirements.'"

Mr. Bottiger: "Mr. Randall, let me, if I can, give you the situation that comes up. When we get down to the ocean front, we have the seacoast management act and things of this nature, which are environmental requirements. I believe I recall the reason we worded it that way was that in some of those areas we might have statewide environmental requirements that would have to be met because of some statewide act such as the seacoast management act."

#### POINT OF INQUIRY

Mr. Curtis yielded to question by Mr. Charnley.

Mr. Charnley: "Mr. Curtis, I am just a little concerned about the two House committee amendments, particularly the second one regarding the ten-day notice that the department must give (ten days of the filing date). My concern is that this is too short a time, and that the department might be inclined to, or be forced to, give permission without adequate time to study it."

Mr. Curtis: "Representative Charnley, if you will note, the ten days was arrived at in light of the fourteen-day requirement found on the prior page. Fourteen days prior to running the first ad, the promoter must disclose this particular ad, etc. Then if he does not receive notice within ten days of filing by registered mail (all of this being registered mail because we want to make sure no one ducks it by saying he mailed it, and someone saying he didn't receive it)...if he doesn't receive that notice, then the approval is deemed to have been granted.

I know it looks like a short amount of time. It was set at ten days to allow the individual some lead time to cancel his ad, if he does receive that notice. The Director of the Division of Securities in the Department of Motor Vehicles, Mr. Lonctot, was present at the hearing. He commented on this amendment, and he did not feel it would place an undue burden on his department to make this filing within ten days if they find anything wrong, and as such, the amendment was approved by the committee."

POINT OF INQUIRY

Mr. Bottiger yielded to question by Mr. Randall.

Mr. Randall: "If you direct your attention to page 7, line 22, 'The director shall if he finds it necessary to the business of a camping club in the process of development . . .' For the purposes of this act, and legislative intent, would you describe what the 'process of development' would include? 'Minimum' process of development perhaps. I think I am directing my question--can someone go out and put a little fir tree in four hundred acres and build a shack and say, 'I am in the process of development,' or does he have to have platted it, invested money, etc.?"

Mr. Bottiger: "Mr. Randall, about this particular language--the question came up of whether we made this apply to camping clubs that are already started, and that is your concern. We went to Mr. Lonctot and asked him the best way for his department to adopt this act to make it apply to camp clubs now in existence. He felt that because of the time limits that are in other sections of the statute, he should have some leeway to extend some of those periods for those people currently in operation. It takes a long time to get contracts printed, for example, and that's why it is in there. I know your concern, and I don't think you have to worry about it."

POINT OF INQUIRY

Mr. Bottiger yielded to question by Mr. Williams.

Mr. Williams: "Mr. Bottiger, I believe there are some lawsuits pending involving the method of organizing these camp clubs, and whether it is proper to have interlocking directorships between nonprofit and profit corporations. Does this bill affect those suits in any way?"

Mr. Bottiger: "Mr. Williams, it was the intent of the committee that it not. In the Legislative Council minutes we expressly directed the clerk to put a clause in there that this question, which is before the courts as to whether you can have an interlocking directorship between a profit and a nonprofit corporation whereby the nonprofit corporation in effect pays its directors, or pays a profit through the developing corporation--that question is expressly, in the opinion of the committee, to be reserved for the court."

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 98, and the bill passed the House by the following vote: Yeas, 94; nays, 3; not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lysen, Marsh, Martinis, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Conner, Kuehnle, Smith.

Not voting: Representatives Marzano, North.

Engrossed House Bill No. 98, 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.

HOUSE BILL NO. 47, by Representatives Zimmerman, Thompson, Shera, Bagnariol, Paris, Smith, Jueling, Flanagan, Wanamaker, Mentor, Gilleland, Jones, Marsh, Bottiger, Martinis, Bauer, Adams, Anderson, Barden, Conway, Gallagher, Kilbury, Knowles, Kopet, McCormick, Merrill, Wojahn and Wolf:

Allowing limited burning outdoors.

On motion of Mr. Zimmerman, Substitute House Bill No. 47 was substituted for House Bill No. 47, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 47 was read the second time.

Mr. Bottiger moved adoption of the following amendment:

On page 2, section 4, line 11 after "areas" strike the remainder of the sentence through "mile" on line 13.

Mr. Bottiger spoke in favor of the amendment, and Mr. Zimmerman spoke against it.

## POINT OF INQUIRY

Mr. Zimmerman yielded to question by Mr. Shera.

Mr. Shera: "Zim, you were kind of running all over

the lot on that explanation there. I think what Mr. Bottiger and I are concerned with is whether or not the provisions in subsections (1), (2) and (3) as to the kind of fires you can burn and establishing periods in which you can burn, apply to our areas (unincorporated areas like in south Pierce County). Do those provisions apply to those fires that can be burned as indicated under section 3? Is that the intent of the bill?"

Mr. Zimmerman: "Yes, that is the intent of the bill. Inasmuch as the provisions of section 4 will not relate to areas of population density exceeding 1,000, this may be license for an individual to burn these two types of fires in the areas having a population density of 1,000 or greater, and said individual could do this without any control of the local authority. Of course they must do it under the authority of city ordinances which could be tougher. If a city like Bellevue wants to be tougher and Mercer Island decides they want to ban all burning, they can do that. But under this particular proposal, the air pollution authority has established burning arrangements, periods of burning, checkerboard-type burning within their areas. That was the intent. That is the hope. We do expect air pollution authorities to use some discretion. That is the whole purpose of the bill, to begin to see some discretion shown on the part of the air pollution authorities (some reasonableness, some logic) because of the technological problems that we have--the problems of solid waste disposal, of cost, rebuilding of highways, etc. So for all these reasons, we are assuming that they are going to show some cooperative effort, inside the denser areas as well as in the rural areas."

#### POINT OF INQUIRY

Mr. Zimmerman yielded to question by Mr. Moon.

Mr. Moon: "First of all, I am concerned about outdoor campfires, and I am concerned about some of the local service clubs in some areas that have barbecues with fairly large outdoor fires. Then another area I am concerned about is whether or not trash that might best be burned outside but isn't allowed to be burned outside. Under this law, could this trash be burned inside in a fireplace? It would still create just as much smoke."

Mr. Zimmerman: "There is nothing that deals with fireplaces in this bill. You can burn anything you want in your fireplace. It is not covered under this particular bill."

Mr. Moon: "The other concern that I had was you said you hoped there would be some discretion. Discretion can only be granted as far as the law will allow it, and I certainly hope that we wouldn't have the opportunity for selective enforcement of this law. That would appear to be what you are saying."

Mr. Zimmerman: "I am sure that if there is a form of selective enforcement, namely on the days of the year

that are suitable and the type of overhead inversions and all that, there is going to be some selectivity certainly. In terms of checkerboarding itself, there would be selectivity. There will be judgments made by air pollution authorities on permits that would be granted under certain circumstances. There will be discretion as far as clearing, etc. This is all going to be at their discretion."

Mr. Moon: "How about the outdoor campfires and the outdoor barbecues?"

Mr. Zimmerman: "I think that your outdoor campfires would fall under this bill. You are going to be burning leaves, trees, natural vegetation, I assume--not rubber tires. So you would be burning those things that would be burned in campfires. I think the usual campfire is a good wood fire."

Mr. Barden spoke in favor of the amendment by Mr. Bottiger, and Mr. Thompson spoke against it.

Mr. Conway demanded the previous question and the demand was sustained.

Mr. Bottiger closed debate, speaking in favor of the amendment.

The amendment by Mr. Bottiger to Substitute House Bill No. 47 was adopted.

Substitute House Bill No. 47 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Substitute House Bill No. 47 was placed on final passage.

Mr. Zimmerman spoke in favor of the bill.

#### POINT OF INQUIRY

Mr. Zimmerman yielded to question by Mrs. Hurley.

Mrs. Hurley: "In relation to this one-permit system, does this wording mean that a person can burn only once a year?"

Mr. Zimmerman: "No, Mrs. Hurley. This means there would be only one agency that would issue a permit, and there would not be the overlapping permit issuing. We have had the problem that the Department of Natural Resources issued permits in some areas. Then the air pollution authorities came out and arrested those people in some places, and we wanted to eliminate this. No, we will only have one permit under that set-up, and in some of the burning there won't be any permits. Not everybody will have to get permits every time."

Mrs. Hurley: "My second question: In the original bill, it did mention highway construction and construction

of homes and things like this. I notice this bill does not mention this. Does it mean that type of burning will not be controlled, or does it mean it will be permitted?"

Mr. Zimmerman: "We changed that to natural vegetation arising from land clearing projects, so that it would encompass a rather wide variety of land clearing. The subcommittee that worked on it, and the builders that were represented on this were quite agreeable to this language. The land clearing people will have to have permits under those circumstances."

Mrs. Hurley: "But there will be a lot of burning?"

Mr. Zimmerman: "There will be some burning."

#### POINT OF INQUIRY

Mr. Zimmerman yielded to question by Mr. Mentor.

Mr. Mentor: "As I understand this now, we will not have to get a permit when people burn in their yards or start little campfires or clean up around their houses. Is that right?"

Mr. Zimmerman: "Not quite. Your air pollution authority will decide, Joe, when and how you can burn. They will still be in charge."

Mr. Mentor: "But there will be a general policy so each person will not have to go to them and get a permit?"

Mr. Zimmerman: "Within the condensed areas, we are hoping they can set up a program where there will not be individual permits required."

Mr. Mentor: "I would like to know whether you are going to have to get a permit everytime you are going to light a fire."

Mr. Zimmerman: "At this time it is still discretionary with the air pollution authorities. We are setting up policy. Hopefully they are going to work out the details."

Representatives Mentor and Shera spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 47, and the bill passed the House by the following vote: Yeas, 82; nays, 15; not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Barden, Bauer, Beck, Benitz, Berentson, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr,

Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kuehnle, Litchman, Marsh, Maxie, McCormick, Mentor, Morrison, Newhouse, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Van Dyk, Wanamaker, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Bagnariol, Blair, Brown, Charnley, Hoggins, Kraabel, Luders, Lysen, Martinis, May, McDermott, Merrill, Moon, Thompson, Williams.

Not voting: Representatives Marzano, North.

Engrossed Substitute House Bill No. 47, 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.

#### STATEMENT FOR THE JOURNAL

I intended to vote against House Bill No. 47 because of the objections from home and my own personal objections relating to the permission which was granted in the bill for highway and construction burning.

Inadvertently I put my lever in the wrong position. I forgot that the directional signals had been changed since the last session. In voting in such a hurry on some of these issues, it is possible to forget the change.

MARGARET HURLEY, 3rd District

HOUSE BILL NO. 248, by Representatives Brown, Charette, Rabel, Ceccarelli, Blair, North, Kraabel, Jones, Barden, Paris, Kiskaddon, Bledsoe, Charnley, Douthwaite, Maxie, Bradley, Curtis, Gilleland and Hoggins (by Executive and Secretary of State request):

Providing for the regulation and reporting of campaign contributions and expenditures.

#### MOTION

On motion of Mr. Morrison, the House deferred consideration of House Bill No. 248, and the bill was ordered placed on the second reading calendar following House Bill No. 244.

HOUSE BILL NO. 244, by Representatives Amen, Hubbard, Haussler, Bozarth, Gladder, Flanagan, Goldsworthy, Wolf, Kuehnle, Spanton, Wanamaker, Richardson, Schumaker, Bauer, Zimmerman, May, Martinis and Mentor:

Removing power of eminent domain under shoreline management act.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 244 was placed on final passage.

Mr. Amen spoke in favor of the bill.

#### POINT OF INQUIRY

Mr. Julin yielded to question by Mr. Thompson.

Mr. Thompson: "Representative Julin, eminent domain is a right, in one sense, and provides protection for citizens of the state. If a party considers himself aggrieved under the implementation of the shoreline act and considers an action taken under the act a 'taking,' is he denied the right and protection of eminent domain under such generalized circumstances?"

Mr. Julin: "Representative Thompson, if I understand your question, I think basically you are asking whether or not, in the exercise of the power of eminent domain, a private property owner would have to be compensated for the land or the right taken under that power. If that is your question, then the answer is yes, of course. Adequate compensation for the property or the right taken is a necessary element of the power of eminent domain and the amount of compensation and the award is subject to determination by the courts and the jury in a trial on that particular issue."

Representatives Luders, Martinis and Mentor spoke in favor of passage of the bill, and Representatives Julin, Charette and Bradley spoke against it.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 244, and the bill passed the House by the following vote: Yeas, 70; nays, 27; not voting, 2.

Voting yea: Representatives Adams, Amen, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Bledsoe, Bottiger, Bozarth, Brouillet, Ceccarelli, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Haussler, Hubbard, Hurley, Jastad, Juelsing, Kilbury, King, Kirk, Knowles, Kopet, Kuehnle, Luders, Marsh, Martinis, Maxie, McCormick, Mentor, Merrill, Moon, Morrison, Newhouse, O'Brien, Pardini, Paris, Perry, Polk, Randall, Richardson, Rosellini, Sawyer, Schumaker, Shera, Smith, Smythe, Spanton, Van Dyk, Wanamaker, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Anderson, Blair, Bluechel, Bradley, Brown, Charette, Charnley, Chatalas, Douthwaite, Grant, Hoggins, Johnson, Jones, Julin, Kiskaddon, Kraabel, Litchman, Lysen, May, McDermott, Rabel, Ross, Savage, Shinpoch, Thompson, Williams, Wojahn.

Not Voting: Representatives Marzano, North.

House Bill No. 244, 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.

HOUSE BILL NO. 248, by Representatives Brown, Charette, Rabel, Ceccarelli, Blair, North, Kraabel, Jones, Barden, Paris, Kiskaddon, Bledsoe, Charnley, Douthwaite, Maxie, Bradley, Curtis, Gilleland and Hoggins (by Executive and Secretary of State request):

Providing for the regulation and reporting of campaign contributions and expenditures.

Committee on Elections and Apportionment recommendation: Majority, do pass as amended. (For amendments see Journal for eighteenth day, January 27, 1972.)

The bill was read the second time.

On motion of Mr. Brown, the committee amendment to page 2 was adopted.

Mr. Brown moved adoption of the committee amendment substituting new language from page 4 through 14.

Mr. Brown spoke in favor of the committee amendment.

MOTION

On motion of Mr. Bledsoe, the House adjourned until 9:30 a.m., Monday, January 31, 1972.

THOMAS A. SWAYZE, Jr., Speaker.  
MALCOLM McBEATH, Chief Clerk.

## TWENTY-SECOND DAY

## MORNING SESSION

House Chamber, Olympia, Wash., Monday, January 31, 1972.

The House was called to order at 9:30 a.m. by the Speaker. The Clerk called the roll and all members were present except Representative Marzano who was excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by Representative Bob Curtis.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

## MESSAGES FROM THE SENATE

January 29, 1972

Mr. Speaker:

The Senate has adopted:

SENATE CONCURRENT RESOLUTION NO. 6,  
and the same is herewith transmitted.

Bill Gleason, Assistant Secretary.

## INTRODUCTION AND FIRST READING

SENATE CONCURRENT RESOLUTION NO. 6, by Senator Wilson:

Requesting study by the legislative council of the feasibility of bringing certain high school teachers to Olympia.

To Committee on Education and Libraries.

## RESOLUTIONS

HOUSE RESOLUTION NO. 72-17 by Representatives Grant, Wolf and Hubbard:

WHEREAS, There exists a need for flexibility in the determination of death benefits or disability compensation paid by industrial insurance; and

WHEREAS, Such payments should bear a relationship to current monetary valuation;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Labor Committee of the Legislative Council be authorized and requested to undertake a study of such problem, and in particular of the proposal contained in Substitute House Bill No. 503, and report its findings and recommendations to the next session of the Legislature.

On motion of Mr. Grant, the resolution was adopted.

REPORTS OF STANDING COMMITTEES

January 30, 1972

HOUSE BILL NO. 363, Prime Sponsor: Representative Zimmerman, providing for the protection of public lands, reported by Committee on Natural Resources and Ecology.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass. Signed by Representatives Zimmerman, Chairman, Anderson, Beck, Bradley, Charnley, Conner, Cunningham, Gallagher, Gilleland, Kilbury, Luders, McCormick, North, Thompson, Van Dyk, Williams.

To Committee on Rules and Administration for second reading.

MOTION

On motion of Mr. Bledsoe, the House advanced to the ninth order of business.

THIRD READING

ENGROSSED HOUSE JOINT RESOLUTION NO. 65, by Representatives Bledsoe, Copeland, Charette, Beck, Ross, Kiskaddon, Conway, Kraabel, Blair, Mentor, Amen, Hoggins, Jones, Moon, Bluechel, Adams, Kopet, Cunningham, Brown, Gilleland, Ceccarelli, Curtis, Litchman and North (by Executive and Legislative Council request):

Amending the Constitution to provide for annual sessions of the legislature.

The resolution was read the third time and placed on final passage.

Representatives Bledsoe, Bottiger, Grant and Kilbury spoke in favor of the resolution, and Representatives Savage, Hatfield and Moon spoke against it.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Joint Resolution No. 65, and the resolution passed the House by the following vote: Yeas, 70; nays, 26; not voting, 3.

Voting yeas: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Blair, Bledsoe, Bluechel, Bottiger, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Goldsworthy, Grant, Hansey, Hoggins, Johnson, Jones, Julin, Kilbury, King, Kirk, Kiskaddon, Kopet, Litchman, Lysen, Marsh, Martinis, Maxie, McCormick, Mentor, Merrill, Morrison, Newhouse, North, O'Brien, Pardini, Perry, Polk, Rabel, Randall, Rosellini, Ross,

Shera, Shinpoch, Smythe, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Mr. Speaker.

Voting nay: Representatives Berentson, Bozarth, Costanti, Garrett, Gladder, Hatfield, Haussler, Hubbard, Hurley, Jastad, Jueling, Knowles, Kuehne, Luders, May, McDermott, Moon, Paris, Richardson, Savage, Sawyer, Schumaker, Smith, Spanton, Thompson, Zimmerman.

Not voting: Representatives Benitz, Kraabel, Marzano.

Engrossed House Joint Resolution No. 65, having received the constitutional majority, was declared passed.

The Speaker declared the House to be at ease.  
The Speaker called the House to order.

#### MOTION

On motion of Mr. Morrison, the House recessed until 2:00 p.m.

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#### AFTERNOON SESSION

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The House was called to order at 2:00 p.m. by the Speaker. The Clerk called the roll and all members were present except Representative Marzano who was excused.

The Speaker declared the House to be at ease.  
The Speaker called the House to order.

#### MOTION

On motion of Mr. Bledsoe, the House reverted to the third order of business.

#### SENATE AMENDMENTS TO HOUSE JOINT MEMORIAL

January 29, 1972

Mr. Speaker: The Senate has passed ENGROSSED HOUSE JOINT MEMORIAL NO. 1 with the following amendments:

On page 2, line 2, after "President of the United States" insert "and members of the Congress of the United States" and on line 3, strike "him" and insert "them", and on line 4, after "dispute" strike the semicolon, insert a period, and strike the remainder of the paragraph.

On page 2, line 3, following "and" and before "settlement" insert "/or arbitrati~~o~~r or such other means as may be available to effect an equitable" and the same is herewith transmitted.

Sidney Snyder, Secretary.

MOTION

Mr. Bledsoe moved that the House do not concur in the Senate amendments to Engrossed House Joint Memorial No. 1 and that the House adhere to its position.

Mr. Bledsoe spoke in favor of the motion.

POINT OF ORDER

Mr. Copeland: "I believe Mr. Bledsoe's motion was that the House adhere to its position on the memorial. It did not contain any comment in regard to asking the Senate to recede therefrom. Reed's Rule No. 253 states that the motion to adhere is a motion which one body can make, and in the event both Houses adopt the motion to adhere, then obviously the bill is dead."

RULING BY THE SPEAKER

The Speaker: "I will have to ask Mr. Bledsoe whether his motion was in fact to adhere (or whether the intent of his motion was to adhere) or whether he wished to ask the Senate to recede from its amendments. Both motions are possible. Ordinarily the first motion upon original receipt is a motion to not concur and ask the Senate to recede. However, according to Reed's Rule No. 253, a motion to adhere is possible with the following language: 'If, however, either House desires to notify the other that its determination is fixed to make or reject the proposed amendment, even if it causes the loss of the bill, a motion to adhere is the proper motion.' Mr. Bledsoe?"

Mr. Bledsoe: "We are rock solid, Mr. Speaker. At the risk of possibly losing this measure, I think it is important that we state in the strongest terms our determination that Congress and the President must be involved legislatively in this thing. For this reason, my motion will be to adhere."

The Speaker stated the question before the House to be the motion by Mr. Bledsoe that the House refuse to concur in the Senate amendments to Engrossed House Joint Memorial No. 1, and that the House adhere to its position thereon.

The motion was carried.

On motion of Mr. Morrison, the House advanced to the ninth order of business.

THIRD READING

ENGROSSED HOUSE BILL NO. 186, by Representatives Bluechel, Thompson, Hubbard, Curtis, Garrett, Kiskaddon, Luders, Hatfield, Hoggins, Charnley, Hansey, Haussler, Polk, Zimmerman, Brown, North, Martinis, Savage, Williams, Cunningham, Randall, Jones, Smith, Gilleland and Litchman (by Executive request):

Providing for waste disposal facilities bonds.

Engrossed House Bill No. 186 was read the third time and placed on final passage.

Representatives Bluechel and Kraabel spoke in favor of passage of the bill.

#### POINT OF INQUIRY

Mr. Bluechel yielded to question by Mr. O'Brien.

Mr. O'Brien: "Mr. Bluechel, I listened with a great amount of interest on the need to help the cities with their solid waste disposal. I am primarily interested in Seattle and King County because we want to see the fair allotment if this is ever approved by the people. What do you have planned for this area, or your contemplation of projects in our area, relative to solid waste disposal? I am primarily interested because we are going to be paying about 35 percent of the total tax revenue that is going to come into the general fund to help finance this program. I do believe the people in our area should at least be fully considered on contemplated projects. I just wondered what you have in mind."

Mr. Bluechel: "Mr. O'Brien, there are a large number of projects. I would have to go through and pick them out, but these projects are not state projects. These projects are all local projects which are brought to the state for funding. Without going through this rather extensive document (of which I think you have a copy) and listing them one by one, which could be done, what I can say in the Seattle area, especially in the metro field, is that when metro expands or needs additional facilities, they would be matched under these funds. That is probably one of the major areas in which the funds could be used. Here is the 'King County Public Works Projects review.' I will list some of these for you. Under water pollution control there are some rather major areas here: Cascade Sewer District - lift station alarms, \$54,900. (I'll read some of the bigger ones); Lakehaven Sewer District - expand treatment plant, \$1,834,000; King County Metro, N.W. Lake Sammamish 2&3B interceptor, \$5,945,000--and I could go on and on--we have pages of them, but these specifically apply to King County, and the sums are very large."

Mr. Luders spoke against passage of Engrossed House Bill No. 186, and Mr. Pardini spoke in favor of it.

#### PERSONAL PRIVILEGE

Mr. Sawyer: "Since we adjourned Saturday, I had an opportunity to speak with the Senator, who shall remain nameless but who may be seeking higher office. He asked me to inform the Representative, who shall remain nameless but whose hometown rhymes with a famous tree, and who is perhaps thinking of running for Superintendent of Public Instruction, or Lieutenant Governor, or Governor or any

other office that might happen to be open---the point, Mr. Speaker, is the Senator would like to inform the Representative he would be delighted to see the House pass the Governor's long-term public works program so that the Senate could act upon these measures. As a matter of fact, the Senator asked me to inform the Representative that no action on any new tax will be taken in the Senate until the House has an opportunity to vote on it. In closing, the Senator, who shall remain nameless, wanted to assure this Representative, who shall remain nameless, that he hopes both of them can work with the Governor, who shall remain nameless."

Representatives Litchman, Kopet, McDermott and Curtis spoke in favor of Engrossed House Bill No. 186.

Mr. Wolf demanded an oral roll call and the demand was sustained.

Representatives Barden and Shinpoch spoke in favor of the bill, and Representatives Eikenberry and Bagnariol spoke against it.

Mr. Bluechel spoke again in favor of passage of the bill.

#### POINT OF INQUIRY

Mr. Pardini yielded to question by Mr. Bledsoe.

Mr. Bledsoe: "Mr. Pardini, in the debate some figures put before the House attracted my interest, most particularly those put forth by Mr. Shinpoch. In our conversations I believe you had some figures which were slightly different on the subject. Is that not so?"

Mr. Pardini: "Yes, Representative Bledsoe, I think Representative Shinpoch was addressing himself to the fact that an increase in sales tax might be necessary, predicated upon no additional growth in the state revenue--normal growth which we have had--and predicated on the fact that all of the outstanding bond issues would still remain outstanding. I have some fiscal predictions from the Office of Fiscal Management and 1973 will be our high year for general obligation bonds, in which we will pay, under the present existing tax structure, approximately \$33 million to handle that debt. That is the high year. Between 1973 and 1986, as Representative Kopet has indicated, several of these bonds for schools, correctional institutions, this type of thing, will be paid off, so that by 1986 the amount necessary for debt service on our existing bonds is only \$12 million. We have then approximately \$20 million during this period of time to take care of some of this obligation. Plus the fact that we will have additional revenue, when we talk about putting out \$500 million in state bonds, if they are all approved, and we match it with another \$1.5 billion in federal and local funds. I am totally convinced that the additional revenue projected by this kind of money and the multiplier effect of the jobs that it will create will be sufficient

to do it. I would further submit that another way we might pay for this is that we will put people to work with this. Maybe we can then reduce our public assistance cost and there will be some savings in that area which currently comes out of the general obligation fund and we can use that money to pay these bonds."

#### POINT OF INQUIRY

Mr. Sawyer: "Would Mr. Pardini yield to another question?"

Representative Pardini declined to yield to question.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 186 and the bill passed the House by the following vote: Yeas, 74; nays, 24; not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Barden, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Farr, Gallagher, Gilleland, Goldsworthy, Grant, Hansey, Hoggins, Hubbard, Johnson, Jones, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Lysen, Marsh, Maxie, McDermott, Mentor, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Shera, Shinpoch, Smith, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Bagnariol, Bauer, Beck, Benitz, Bozarth, Bradley, Eikenberry, Flanagan, Garrett, Gladder, Hatfield, Haussler, Hurley, Jastad, Juelling, Kuehne, Luders, Martinis, May, McCormick, Merrill, Richardson, Schumaker, Spanton.

Not voting: Representative Marzano.

Engrossed House Bill No. 186, 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.

#### SPEAKER'S PRIVILEGE

The Speaker: "Before we go on to the next bill, the Speaker would like to take a moment for a point of personal privilege. Last week when we reached that point where it was the last day for introduction of bills and we had such a heavy workload, we passed a resolution acknowledging the work of our bill drafters, code reviser and the crew in the work room. This week we have been faced with another unusual situation and that is the snow and weather conditions which put tremendous demands on our crew down in the garage. This required, and we got, some exceptional service from the members of this group. Would Bob Garrett,

garage supervisor, and the drivers step out in the wings and receive the appreciation of the House. Thank you, fellows, for a job well done."

ENGROSSED HOUSE BILL NO. 187, by Representatives Amen, Moon, Kopet, Hoggins, Hubbard, Haussler, Kilbury, Cunningham, Goldsworthy, Copeland, Jones and Kiskaddon (by Executive request):

Providing for water supply bonds.

The bill was read the third time and placed on final passage.

Mr. Amen spoke in favor of passage of the bill.

Mr. Morrison demanded an oral roll call and the demand was sustained.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 187 and the bill passed the House by the following vote: Yeas, 51; nays, 47; not voting, 1.

Voting yea: Representatives Amen, Anderson, Barden, Berentson, Blair, Bledsoe, Bluechel, Brown, Charette, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Farr, Gilleland, Goldsworthy, Hansey, Haussler, Hoggins, Hubbard, Johnson, Jones, Julin, Kilbury, Kiskaddon, Kopet, Kraabel, Litchman, McDermott, Mentor Moon, Morrison, North, Pardini, Paris, Perry, Rabel, Ross, Savage, Shera, Smith, Smythe, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Adams, Backstrom, Bagnariol, Bauer, Beck, Benitz, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charnley, Chatalas, Eikenberry, Flanagan, Garrett, Gallagher, Gladder, Grant, Hatfield, Hurley, Jastad, Juelling, King, Kirk, Knowles, Kuehnle, Luders, Lysen, Marsh, Martinis, Maxie, May, McCormick, Merrill, Newhouse, O'Brien, Polk, Randall, Richardson, Rosellini, Sawyer, Schumaker, Shipoch, Spanton, Thompson, Van Dyk.

Not voting: Representative Marzano.

Engrossed House Bill No. 187, 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.

ENGROSSED HOUSE BILL NO. 189, by Representatives North, Thompson, Cunningham, Smith, Bluechel, Ross, Zimmerman, Brouillet, Charnley, Hoggins, Jones and Kiskaddon (by Executive request):

Providing for state park and recreation bonds.

The bill was read the third time and placed on final passage.

Representatives North, Thompson, Bledsoe, Cunningham and McDermott spoke in favor of passage of the bill, and Representatives Flanagan, Bottiger, Lysen and Hurley spoke against it.

Mr. Wolf demanded an oral roll call and the demand was sustained.

Representatives Hoggins and Sawyer spoke in favor of Engrossed House Bill No. 189, and Representative Randall spoke against it.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 189 and the bill failed to pass the House by the following vote: Yeas, 48; nays, 50; not voting, 1.

Voting yea: Representatives Adams, Anderson, Barden, Blair, Bledsoe, Bluechel, Brouillet, Brown, Ceccarelli, Charette, Charnley, Conner, Conway, Copeland, Cunningham, Curtis, Douthwaite, Farr, Gilleland, Hansey, Hoggins, Jastad, Johnson, Jones, Julin, Kilbury, Kirk, Kiskaddon, Kopet, Litchman, McDermott, Mentor, North, O'Brien, Pardini, Rabel, Ross, Savage, Sawyer, Shera, Smith, Smythe, Thompson, Wanamaker, Williams, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Amen, Backstrom, Bagnariol, Bauer, Beck, Benitz, Berentson, Bottiger, Bozarth, Bradley, Chatalas, Costanti, Eikenberry, Flanagan, Gallagher, Garrett, Gladder, Goldsworthy, Grant, Hatfield, Haussler, Hubbard, Hurley, Juelling, King, Knowles, Kraabel, Kuehnle, Luders, Lysen, Marsh, Martinis, Maxie, May McCormick, Merrill, Moon, Morrison, Newhouse, Paris, Perry, Polk, Randall, Richardson, Rosellini, Schumaker, Shinpoch, Spanton, Van Dyk, Wojahn.

Not voting: Representative Marzano.

Engrossed House Bill No. 189, having failed to receive the constitutional majority, was declared lost.

#### NOTICE OF RECONSIDERATION

Mr. Morrison served notice that, having voted on the prevailing side, he would on the next working day move for reconsideration of the vote by which Engrossed House Bill No. 189 failed to pass the House.

SUBSTITUTE HOUSE BILL NO. 381, by Committee on Higher Education (Originally sponsored by: Representatives Thompson, Smythe and King):

Providing for the appropriate funding of community colleges.

The bill was read the third time and placed on final passage.

Representatives Thompson, Benitz, Maxie and Gladder spoke in favor of passage of the bill.

Mr. Wolf demanded an oral roll call and the demand was sustained.

#### POINT OF DISCLOSURE

Mr. Spanton: "I rise to make a point of disclosure, if I may, under Rule 66. Mr. Speaker, I would ask that I be excused from making this vote (oddly enough on the one measure I enjoy here). The reason for that is that I do have a personal interest in real estate from my father's estate and property purchased later by my family which is directly involved in the expansion of the Yakima Community College. That property is located within the future plans of this college, and I am quite certain if this measure passes they will very probably be acting to purchase that property. Consequently, I would ask that I be excused from this particular vote."

#### ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 381 and the bill passed the House by the following vote: Yeas, 79; nays, 18; not voting, 2.

Voting yea: Representatives Adams, Anderson, Backstrom, Barden, Bauer, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hatfield, Haussler, Hoggins, Hubbard, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kuehnle, Litchman, Luders, Lysen, Marsh, Maxie, McCormick, McDermott, Mentor, Moon, Morrison, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smythe, Thompson, Wanamaker, Williams, Wolf, Zimmerman.

Voting nay: Representatives Amen, Bagnariol, Beck, Bradley, Farr, Flanagan, Hansey, Hurley, Kraabel, Martinis, May, Merrill, Newhouse, Pardini, Smith, Van Dyk, Wojahn, Mr. Speaker.

Not voting: Representatives Marzano, Spanton.

Substitute House Bill No. 381, 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.

#### STATEMENT FOR THE JOURNAL

I voted nay on final passage of Substitute House Bill No. 381, not as an opponent of the bill, but to reflect my concern on how rapidly the amount was increased from \$30 million to \$50 million without the consideration of the Council on Higher Education. I indicated my concern for development of the community college system, but feel it should be done in an orderly manner--not by a \$20 million overnight increase. A. J. PARDINI, 6th District.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 188, by Committee on State Government (Originally sponsored by: Representatives Rabel, Pardini, Hoggins, Charnley, Douthwaite, Bluechel, Smythe, Gilleland, Jones and Kiskaddon (by Executive request):

Providing for public transportation bonds.

The bill was read the third time and placed on final passage.

Representatives Rabel, Mentor and Kraabel spoke in favor of passage of the bill, and Representative Douthwaite spoke against it.

Mr. Wolf demanded an oral roll call and the demand was sustained.

Representatives Bluechel and Thompson spoke in favor of passage of Engrossed Substitute House Bill No. 188, and Representatives Charnley and Hatfield spoke against it.

Mr. Rabel closed debate, speaking in favor of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 188 and the bill failed to pass the House by the following vote: Yeas, 20; nays, 78; not voting, 1.

Voting yea: Representatives Blair, Bluechel, Brown, Ceccarelli, Copeland, Cunningham, Gilleland, Hoggins, Jones, Julin, Kiskaddon, Kraabel, Litchman, Mentor, North, Rabel, Ross, Thompson, Wanamaker, Mr. Speaker.

Voting nay: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Bledsoe, Bottiger, Bozarth, Bradley, Brouillet, Charette, Charnley, Chatalas, Conner, Conway, Costanti, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hubbard, Hurley, Jastad, Johnson, Jueling, Kilbury, King, Kirk, Knowles, Kopet, Kuehnle, Luders, Lysen, Marsh, Martinis, Maxie, May, McCormick, McDermott, Merrill, Moon, Morrison, Newhouse, O'Brien, Pardini, Paris, Perry, Polk, Randall, Richardson, Rosellini, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Van Dyk, Williams, Wojahn, Wolf, Zimmerman.

Not voting: Representative Marzano.

Engrossed Substitute House Bill No. 188, having failed to receive the constitutional majority, was declared lost.

#### NOTICE OF RECONSIDERATION

Mr. Morrison served notice that, having voted on the prevailing side, he would on the next working day move for reconsideration of the vote by which Engrossed Substitute House Bill No. 188 failed to pass the House.

ENGROSSED HOUSE BILL NO. 190, by Representatives Farr, Conner, Kirk and Kiskaddon (by Executive request):

Providing for social and health facilities bonds.

The bill was read the third time and placed on final passage.

Representatives Farr, Kiskaddon, Bledsoe and Wolf spoke in favor of passage of the bill.

Mr. Bledsoe demanded an oral roll call and the demand was sustained.

Mr. Charnley spoke in favor of passage of Engrossed House Bill No. 190.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 190 and bill passed the House by the following vote: Yeas, 75; nays, 22; not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Benitz, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Cunningham, Curtis, Douthwaite, Farr, Flanagan, Gallagher, Garrett, Gilleland, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Kuehnle, Litchman, Marsh, Maxie, McDermott, Mentor, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Shera, Shipoch, Smith, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Bagnariol, Barden, Bauer, Beck, Berentson, Bradley, Costanti, Eikenberry, Gladder, Hurley, Knowles, Kopet, Kraabel, Luders, Martinis, May, McCormick, Merrill, Polk, Richardson, Schumaker, Spanton.

Not voting: Representatives Lysen, Marzano.

Engrossed House Bill No. 190, 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 Mr. Morrison, the House reverted to the eighth order of business.

#### PERSONAL PRIVILEGE

Mr. Grant: "Mr. Speaker, ladies and gentlemen of the House: We have been accused of delaying the legislative process, and I think that accusation was one that was entirely unfounded. We have had before us this

afternoon a very complex proposal--a proposal which concerns itself with over \$500 million of moneys that the taxpayers of this state will have to pay in the future for programs in our state. We have been selective in our consideration of those measures. I would like to point out to you that these things should not be considered in a hurried manner. We just today, as a matter of fact, received a breakdown of the costs from the legislative auditor--materials that we have been asking the Governor's office for, for quite some time. And we weren't goofing around in our caucus today. We have been seeking information regarding this program from a representative of the Governor's office. Mr. Speaker, speaking as one member from this side of the aisle, we don't appreciate your trying to run this operation with 51 members and not permitting us to be heard."

## SECOND READING

HOUSE BILL NO. 248, by Representatives Brown, Charette, Rabel, Ceccarelli, Blair, North, Kraabel, Jones, Barden, Paris, Kiskaddon, Bledsoe, Charnley, Douthwaite, Maxie, Bradley, Curtis, Gilleland and Hoggins (by Executive and Secretary of State request):

Providing for the regulation and reporting of campaign contributions and expenditures.

The House resumed consideration of House Bill No. 248 on second reading. (See Journal for twenty-first day, January 30, 1972, for previous House action.) The Speaker stated the question before the House to be the committee amendment beginning on page four.

Mr. Sawyer moved adoption of the following amendment to the committee amendment:

On page 1, section 5, line 10 of the committee amendment, after "members" strike the remainder of subsection (a) and insert "selected by the joint board of legislative ethics who shall not be of the same political party"

Mr. Sawyer spoke in favor of the amendment to the amendment, and Mr. Brown spoke against it.

Mr. Sawyer spoke again in favor of its adoption.

The amendment by Mr. Sawyer to the committee amendment was lost on a rising vote.

Mr. Sawyer moved adoption of the following amendment to the committee amendment to House Bill No. 248:

On page 1, section 5, line 27 strike all of line 27 and strike everything through "terms." on line 1, page 2, and insert: "No member shall be eligible for reappointment nor to work for or be appointed to any job or position by

any elected position which is supervised by the commission for three years after their term of office."

Representatives Sawyer and Brown spoke in favor of the amendment to the committee amendment.

The amendment by Mr. Sawyer to the committee amendment was adopted.

The Clerk read the following amendment by Mr. Sawyer to the committee amendment to House Bill No. 248:

On page 2, section 5, line 6 strike "officer or his" and insert "authority or their"

With the consent of the House, Mr. Sawyer withdrew the amendment.

Mr. Sawyer moved adoption of the following amendment to the committee amendment:

On page 3, section 7, line 20 before the semicolon insert "in accordance with the rules and procedures of the administrative procedures act"

Representatives Sawyer and Brown spoke in favor of adoption of the amendment to the amendment.

The amendment by Mr. Sawyer to the committee amendment was adopted.

Mr. Copeland moved adoption of the following amendment to the committee amendment to House Bill No. 248:

On page 4, section 9, line 9 after "dismissed" insert "and shall assess all costs of the investigation against the complainant who shall be liable for the payment thereof to the commission"

Representatives Copeland and Bottiger spoke in favor of the amendment to the amendment, and Representative Brown spoke against it.

The amendment by Mr. Copeland to the committee amendment was adopted.

Mr. Copeland moved adoption of the following amendment to the committee amendment:

On page 6, section 12, line 26 beginning with "in excess" strike all the matter down through and including "dollars" on line 27.

Mr. Copeland spoke in favor of the amendment to the amendment, and Mr. Brown spoke against it.

The amendment by Mr. Copeland to the committee amendment was lost on a rising vote.

Mr. Sawyer moved adoption of the following amendment to the committee amendment to House Bill No. 248:

On page 9, section 13, line 6 strike all of subsection (4).

Mr. Sawyer spoke in favor of the amendment to the amendment, and Mr. Brown spoke against it.

#### POINT OF INQUIRY

Mr. Brown yielded to question by Mr. O'Brien.

Mr. O'Brien: "On this matter of 'open to public inspection,' why do you think that is practical? It seems to me that you have just left this wide open. Why weren't you specific-- either 'county auditor' or 'inspection official'? When you have a complete vacuum here on public inspection, don't you think this is too broad? Who is going to interpret or define 'public inspection'?"

Mr. Brown: "I don't really see the problem, Mr. O'Brien. All this says is that it shall be available. In the case which you cited (Why not make it the county auditor, etc.?) you've got the delay in getting the books down there, or the report to the auditor, and this does leave a great big loophole. I think everybody here knows that. If you are trying to preserve that loophole, fine, but please tell us that. All this says is that we have the books available for public inspection. You have to have designated a treasurer or campaign depository, and that is the individual who they will contact if somebody does want to look at your books. If it is a frivolous type of thing, I fail to see where any criminal action is going to incur, if there is a real hardship in this, and they aren't available. But I think they have to be made available in most cases where there is some suspicion."

Representatives O'Brien and Curtis spoke in favor of the amendment to the amendment.

The amendment by Mr. Sawyer to the committee amendment to House Bill No. 248 was adopted.

Mr. Copeland moved adoption of the following amendment to the committee amendment:

On page 9, section 14, line 13 strike "funds" and insert "contributions"

Representatives Copeland and Brown spoke in favor of the amendment to the amendment.

The amendment by Mr. Copeland to the committee amendment was adopted.

On motion of Mr. King, the following amendment by Representatives King and Berentson to the committee amendment was adopted:

On page 10, section 15, after line 16 insert a new section as follows:

"NEW SECTION. Sec. 16. Every candidate for an elective office in this state including federal, state, county, city, town and district offices whether such election is partisan or nonpartisan, except a candidate for precinct committeeman, shall simultaneously with filing a declaration of candidacy file with the same officer at the same time a signed copy of the following code of fair campaign practices.

CODE OF FAIR CAMPAIGN PRACTICES

There are basic principles of decency, honesty and fair play which every candidate for public office in the United States and the State of Washington has a moral obligation to observe and uphold, in order that, after vigorously contested but fairly conducted campaigns, our citizens may exercise their constitutional right to a free and untrammled choice and the will of the people may be fully and clearly expressed on the issues before the country and this state.

Therefore:

I shall conduct my campaign in the best American tradition, discussing the issues as I see them, presenting my record and policies with sincerity and frankness, and criticizing without fear or favor the record and policies of my opponent and his party which merit such criticism.

I shall defend and uphold the right of every qualified American voter to full and equal participation in the electoral process.

I shall condemn the use of personal vilification, character defamation, whispering campaigns, libel, slander, or scurrilous attacks on any candidate or his personal or family life.

I shall condemn the use of campaign material of any sort which misrepresents, distorts, or otherwise falsifies the facts regarding any candidate, as well as the use of malicious or unfounded accusations against any candidate which aim at creating or exploiting doubts, without justification, as to his loyalty and patriotism.

I shall condemn any appeal to prejudice based on race, creed or national origin.

I shall condemn any dishonest or unethical practice which tends to corrupt or undermine our American system of free elections or which hampers or prevents the full and free expression of the will of the voters.

I shall immediately and publicly repudiate support deriving from any individual or group which resorts, on behalf of my candidacy or in opposition to that of my opponent, to the methods and tactics which I condemn.

I, the undersigned, candidate for election to public office in the United States of America and the State of Washington, hereby endorse, subscribe to, and solemnly pledge myself to conduct my campaigns in accordance with the above principles and practices, so help me God.

-----  
Date

-----  
Signature"

The Speaker stated the question before the House to be the committee amendment as amended.

The committee amendment to House Bill No. 248 was adopted.

Mr. Sawyer moved adoption of the following amendment:

On page 1, section 3, line 23, after subsection (1) insert a new subsection as follows:

"(2) Senator or Representative in the Congress of the United States;"

Renumber the remaining subsections consecutively.

Mr. Sawyer spoke in favor of the amendment, and Mr. Bledsoe spoke against it. Mr. Sawyer spoke again in favor of adoption of the amendment.

The amendment by Mr. Sawyer was not adopted.

Mr. Kuehnle moved adoption of the following amendment:

On page 2, section 4, line 29 after "full consideration," and before "for the purpose" insert "any of which or the aggregate of which have a true market value in excess of one hundred dollars,"

Representatives Kuehnle and Bottiger spoke in favor of the amendment, and Representatives Bledsoe and Kraabel spoke against it.

The amendment by Mr. Kuehnle to House Bill No. 248 was adopted on a rising vote.

Mr. Pardini moved adoption of the following amendment:

On page 3, section 4, line 4 after "employees" strike "by granting them a leave of absence, guaranteeing their reemployment, or"

Mr. Pardini spoke in favor of the amendment.

#### PARLIAMENTARY INQUIRY

Mr. Newhouse: "In reading the amendment, I would suggest Mr. Pardini should not strike the word 'by.'"

The Speaker: "It appears that the amendment is properly worded."

#### POINT OF INQUIRY

Mr. Brown yielded to question by Mr. Thompson.

Mr. Thompson: "My question relates to the section that we are dealing with in this amendment. I would like to ask you, Representative Brown, if this act and this section applies to the leave of absence for the candidate himself for the purposes of campaigning, or the hiring of a candidate for the duration of a campaign, that would constitute a campaign contribution. I ask this because I encountered one instance personally, and I am aware of another, that was involved in a congressional campaign in southwest Washington."

Mr. Brown: "Mr. Thompson, it is my understanding that, yes, it would apply to the candidate, provided he still is being paid by the company or corporation during the campaign. If he takes a leave of absence, obviously he is not being paid. That is my personal opinion, and I would defer to legal opinion if there is a difference."

Representatives Perry and Grant spoke against adoption of the amendment, and Representative Pardini spoke again in favor of its adoption.

Mr. Brown yielded to question by Mr. Sawyer.

Mr. Sawyer: "The way I understand this paragraph, Mr. Brown (I wanted to put it in the form of a question) if we leave the language in, then anybody who is granted a leave of absence, or who is guaranteed reemployment, would have to list that as a condition of the contribution rather than placing a value on it? This is just purely a disclosure method, that the person is on loan, or he is on a leave of absence. Therefore it is a little different connotation than the compensation involved."

Mr. Brown: "That is my understanding, yes."

Mr. Bledsoe spoke in favor of the amendment by Mr. Pardini.

#### POINT OF INQUIRY

Mr. Pardini yielded to question by Mr. Julin.

Mr. Julin: "Representative Pardini, is it your intent by the language of your amendment that, if it is adopted, the language on page 3, lines 4 through 8 will read as follows: 'The practice of "loaning" employees, or compensating them, in part or whole, to render services to a candidate or a political committee shall be considered a contribution by the employer or former employer.'?"

Mr. Pardini: "I think, Mr. Julin, that Representative Newhouse was correct, in that I should not have stricken the word 'by' but rather should have stricken the word 'or' at the end. The section, with the permission of the House, would read: 'The practice of "loaning" employees or compensating them . . .'"

Mr. Pardini spoke again in favor of the amendment, and Mr. O'Brien spoke against it.

#### MOTION

On motion of Mr. Bledsoe, the House adjourned until 10:00 a.m., Tuesday, February 1, 1972.

THOMAS A. SWAYZE, Jr., Speaker.  
MALCOLM McBEATH, Chief Clerk.

TWENTY-THIRD DAY

MORNING SESSION

-----  
 House Chamber, Olympia, Wash., Tuesday, February 1, 1972.

The House was called to order at 10:00 a.m. by the Speaker. The Clerk called the roll and all members were present.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by Father William Treacy of St. Michael's Church of Olympia.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

## MESSAGES FROM THE SENATE

January 31, 1972

Mr. Speaker: The Senate has passed:

ENGROSSED SENATE BILL NO. 3,  
 ENGROSSED SENATE BILL NO. 4,  
 ENGROSSED SENATE BILL NO. 7,  
 ENGROSSED SENATE BILL NO. 61,  
 ENGROSSED SENATE BILL NO. 74,  
 ENGROSSED SENATE BILL NO. 111,  
 SUBSTITUTE SENATE BILL NO. 128,  
 ENGROSSED SENATE BILL NO. 175,  
 REENGROSSED SENATE BILL NO. 240,  
 SENATE BILL NO. 263,  
 SENATE BILL NO. 276,  
 SENATE BILL NO. 312,  
 SENATE BILL NO. 423,

and the same are herewith transmitted.

Bill Gleason, Assistant Secretary.

## INTRODUCTION AND FIRST READING

ENGROSSED SENATE BILL NO. 3, by Senator Wilson:

AN ACT Relating to outdoor recreation; and amending section 2, chapter 5, Laws of 1965 and RCW 43.99.020; adding new sections and declaring an emergency.

To Committee on Natural Resources and Ecology.

ENGROSSED SENATE BILL NO. 4, by Senators Guess, Cooney, Keefe, Day and Twigg:

AN ACT Relating to revenue and taxation; amending section 82.50.010, chapter 15, Laws of 1961 as last amended by section 35, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.010; amending section 82.50.020, chapter 15, Laws of 1961 as last amended by section 36, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.020; amending section 82.50.030, chapter 15, Laws of 1961 as last amended by section 37, chapter

299, Laws of 1971 ex. sess. and RCW 82.50.030; amending section 82.50.040, chapter 15, Laws of 1961 as last amended by section 38, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.040; amending section 82.50.050, chapter 15, Laws of 1961 as last amended by section 39, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.050; amending section 82.50.070, chapter 15, Laws of 1961 as last amended by section 40, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.070; amending section 82.50.101, chapter 15, Laws of 1961 as last amended by section 41, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.101; amending section 82.50.105, chapter 15, Laws of 1961 as last amended by section 42, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.105; amending section 82.50.110, chapter 15, Laws of 1961 as last amended by section 43, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.110; amending section 82.50.120, chapter 15, Laws of 1961 as last amended by section 44, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.120; amending section 82.50.130, chapter 15, Laws of 1961 as last amended by section 45, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.130; amending section 82.50.140, chapter 15, Laws of 1961 as last amended by section 46, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.140; amending section 82.50.180, chapter 15, Laws of 1961 as last amended by section 48, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.180; amending section 82.50.190, chapter 15, Laws of 1961 as last amended by section 49, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.190; amending section 82.50.200, chapter 15, Laws of 1961 as last amended by section 50, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.200; amending section 55, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.400; amending section 56, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.410; amending section 57, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.420; amending section 58, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.430; amending section 59, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.440; amending section 60, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.450; amending section 61, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.460; amending section 62, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.470; amending section 63, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.480; amending section 64, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.490; amending section 65, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.500; amending section 67, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.520; amending section 68, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.530; amending section 69, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.540; and amending section 53, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.901; and adding a new section to chapter 84.36 RCW.

To Committee on Revenue and Taxation.

ENGROSSED SENATE BILL NO. 7, by Senator Peterson (Lowell):

AN ACT Relating to parks and recreation; and amending section 43.51.060, chapter 8, Laws of 1965 as amended by section 1, chapter 99, Laws of 1969 and RCW 43.51.060.

To Committee on Natural Resources and Ecology.

ENGROSSED SENATE BILL NO. 61, by Senators Talley, Lewis and Odegaard:

AN ACT Relating to crimes and punishment; adding a new section to chapter 249, Laws of 1909 and to chapter 9.54 RCW; and providing penalties.

To Committee on Agriculture.

ENGROSSED SENATE BILL NO. 74, by Senators Gissberg, Atwood, Dore and Holman:

AN ACT Relating to inheritance taxes; and adding a new section to chapter 292, Laws of 1961 and to chapter 83.24 RCW.

To Committee on Judiciary.

ENGROSSED SENATE BILL NO. 111, by Senators Clarke, Mardesich and Holman:

AN ACT Relating to motor freight carriers; and adding new sections to chapter 81.80 RCW.

To Committee on State Government.

SUBSTITUTE SENATE BILL NO. 128, by Committee on Higher Education and Libraries (Originally sponsored by Senators Foley, Atwood and Sandison):

AN ACT Relating to higher education; adding new sections to chapter 223, Laws of 1969 ex. sess. and to chapter 28B.10 RCW; and declaring an emergency.

To Committee on Higher Education.

ENGROSSED SENATE BILL NO. 175, by Senators Lewis, Atwood and Talley:

AN ACT Relating to property taxes; amending section 84.36.140, chapter 15, Laws of 1961 and RCW 84.36.140; amending section 84.36.150, chapter 15, Laws of 1961, as amended by section 32, chapter 149, Laws of 1967 ex. sess. and RCW 84.36.150; amending section 84.36.160, chapter 15, Laws of 1961 as amended by section 1, chapter 137, Laws of 1971 ex. sess. and RCW 84.36.160 and declaring an emergency.

To Committee on Revenue and Taxation.

REENGROSSED SENATE BILL NO. 240, by Senators Atwood, Huntley, Holman, Sandison, Stortini, Wilson, Guess and Foley (by Joint Committee on Higher Education request):

AN ACT Relating to institutions of higher education; amending section 2, chapter 273, Laws of 1971 ex. sess. and RCW 28B.15.012; amending section 3, chapter 273, Laws of 1971 ex. sess. and RCW 28B.15.013; and declaring an emergency.

To Committee on Higher Education.

SENATE BILL NO. 263, by Senator Gissberg:

AN ACT Relating to park and recreation districts; amending section 36.69.010, chapter 4, Laws of 1963 as last amended by section 1, chapter 26, Laws of 1969 and RCW 36.69.010; amending section 36.69.130, chapter 4, Laws of 1963 as last amended by section 4, chapter 26, Laws of 1969 and RCW 36.69.130; and adding new sections to chapter 4, Laws of 1963 and to chapter 36.69 RCW.

To Committee on Natural Resources and Ecology.

SENATE BILL NO. 276, by Senators Walgren and Andersen (by Board of Prison Terms and Paroles request):

AN ACT Relating to crimes and punishments; adding a new section to chapter 9.95 RCW; and repealing section 6, chapter 133, Laws of 1955 and RCW 9.95.050.

To Committee on Social and Health Services.

SENATE BILL NO. 312, by Senators Walgren, Andersen and Odegaard (by Board of Prison Terms and Paroles request):

AN ACT Relating to crimes and punishments; and amending section 9, chapter 133, Laws of 1955 as amended by section 1, chapter 106, Laws of 1961 and RCW 9.95.080.

To Committee on Social and Health Services.

SENATE BILL NO. 423, by Senator Metcalf:

AN ACT Relating to interlocal cooperation; and amending section 4, chapter 239, Laws of 1967 and RCW 29.34.030.

To Committee on Local Government.

MOTION

On motion of Mr. Bledsoe, the bills printed on today's agenda under fourth order of business were referred to the committees specified.

## MOTION

On motion of Mr. Bledsoe, the House advanced to the seventh order of business.

The Speaker declared the House to be at ease.  
The Speaker called the House to order.

## REPORTS OF STANDING COMMITTEES

January 31, 1972

HOUSE BILL NO. 145, Prime Sponsor: Representative Marsh, providing interpreters for persons unable to understand English, reported by Committee on Judiciary.

MAJORITY recommendation: Do pass with the following amendments:

On page 2, section 2, beginning on line 24 strike all of subsection (4) and insert the following:

"(4) Whenever any deaf person, or person who is a deaf mute, or who possesses a hearing, speaking, or other impairment, or a person whose native language is other than English and who cannot readily understand or communicate the English language is a party to any legal proceeding of any nature, or a witness therein, the judge, justice, or magistrate presiding shall, if such person has not himself retained an interpreter, appoint a qualified interpreter to assist such a person throughout such proceedings and to assist the court and jury as the case may be: PROVIDED, HOWEVER, That, wherever it is constitutionally permissible, any person for whom an interpreter would be otherwise appointed under this 1972 act may, after his rights under this 1972 act have been explained by the court, waive such appointment and proceed without the assistance of an interpreter."

On page 3, section 4, line 15 after "be" insert "charged to the impaired party or the party on whose behalf an impaired witness has testified, and shall be"

On page 3, section 4, beginning on line 19 strike everything after "is an indigent" through the period on line 21, and insert "the cost of compensating the appointed interpreter shall be borne by the public whenever the costs of criminal or civil actions wherein one of the parties is an indigent are borne by the public as to such indigent."

Signed by Representatives Bottiger, Knowles, Marsh, Rosellini, Ross, Shinpoch.

To Committee on Rules and Administration for second reading.

January 31, 1972

HOUSE BILL NO. 217, Prime Sponsor: Representative Maxie, enacting the Residential Landlord-Tenant Act of 1972, reported by Committee on Judiciary.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass. Signed by Representatives Julin, Chairman, Eikenberry, Vice Chairman, Bottiger, Knowles, Marsh, Rosellini, Ross.

MOTION

Mr. Sawyer moved that the rules be suspended and HOUSE BILL NO. 217 be placed at the bottom of today's second reading calendar.

Mr. Bottiger spoke in favor of the motion.

The motion by Mr. Sawyer was lost.

To Committee on Rules and Administration for second reading.

January 31, 1972

HOUSE BILL NO. 224, Prime Sponsor: Representative Flanagan, providing for cost-sharing of property assessment costs and creating an assessor's budget board, reported by Committee on Revenue and Taxation.

MAJORITY recommendation: Do pass with the following amendments:

On page 2, section 1, line 18 after "credited" and before "to the" strike "by the treasurer pro rata"

On page 2, section 1, line 18 after "to the" strike everything through "The" on line 21 and insert "county current expense fund; but the"

On page 2, section 2, line 29 starting with "NEW SECTION." strike the balance of the bill

On page 1, line 3 of the title after "84.56.020" insert a period and strike the balance of the title.

Signed by Representatives Flanagan, Chairman, Kiskaddon, Vice Chairman, Bagnariol, Benitz, Bledsoe, Ceccarelli, Eikenberry, Hatfield, Haussler, Hurley, Julin, Kilbury, King, Kuehnle, Pardini.

To Committee on Rules and Administration for second reading.

January 31, 1972

HOUSE BILL NO. 236, Prime Sponsor: Representative Conner, providing for registration and regulation of tow trucks, reported by Committee on Transportation.

MAJORITY recommendation: Do pass. Signed by

Representatives Berentson, Chairman, Wanamaker, Vice Chairman, Adams, Anderson, Beck, Bradley, Charnley, Conner, Conway, Douthwaite, Gallagher, Gilleland, Johnson, Jones, McCormick, Perry, Williams.

To Committee on Rules and Administration for second reading.

January 27, 1972

HOUSE BILL NO. 460, Prime Sponsor: Representative O'Brien, relating to the Klondike commission, reported by Committee on State Government.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass. Signed by Representatives Bluechel, Chairman, Conway, Vice Chairman, Cunningham, Hoggins, Hurley, Knowles, Kraabel, McCormick, Paris.

To Committee on Rules and Administration for second reading.

January 27, 1972

HOUSE CONCURRENT RESOLUTION NO. 17, Prime Sponsor: Representative O'Brien, relating to the creation of a Klondike Commission, reported by Committee on State Government.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass. Signed by Representatives Bluechel, Chairman, Cunningham, Hoggins, Hurley, Knowles, Kraabel, McCormick, Paris, Swayze, Williams.

To Committee on Rules and Administration for second reading.

#### SECOND READING

HOUSE BILL NO. 248, by Representatives Brown, Charette, Rabel, Ceccarelli, Blair, North, Kraabel, Jones, Barden, Paris, Kiskaddon, Bledsoe, Charnley, Douthwaite, Maxie, Bradley, Curtis, Gilleland and Hoggins (by Executive and Secretary of State request):

Providing for the regulation and reporting of campaign contributions and expenditures.

The House resumed consideration of House Bill No. 248 on second reading. (For previous House action, see Journal for twenty-second day, March 31, 1972.) The Speaker stated the question before the House to be the following amendment by Mr. Pardini:

On page 3, section 4, line 4 after "employees" strike "by granting them a leave of absence, guaranteeing their reemployment, or"

With the consent of the House, Mr. Pardini revised his amendment to read as follows:

On page 3, section 4, line 4 after "employees by" strike "granting them a leave of absence, guaranteeing their reemployment, or"

Mr. Pardini spoke in favor of the amendment, and the amendment was adopted.

The Clerk read the following amendment by Mr. Wolf:

On page 3, section 4, line 8 after "employer." insert a new paragraph beginning on line 9 as follows:

"All fees received for professional services rendered, and all retainers received, by any candidate or incumbent shall be considered a contribution."

With the consent of the House, Mr. Wolf withdrew the amendment.

The Clerk read the following amendment by Mr. Bottiger:

On page 3, section 4, line 8 after "employer." insert a new paragraph beginning on line 9 as follows:

"All income from professional services rendered and all retainers received and any income from any customers of a retail merchant shall be considered a contribution."

With the consent of the House, Mr. Bottiger withdrew the amendment.

Mr. Bottiger moved adoption of the following amendment:

On page 4, section 4, line 22 after "services." insert a new section to read as follows:

"NEW SECTION. Sec. 5. Any person, partnership, association or corporation that knowingly divides a campaign contribution so as to avoid the necessity of reporting under this act, or any candidate who knowingly accepts a contribution which has been divided so as to avoid reporting under this act, shall be guilty of a felony."

Renumber the remaining sections consecutively.

Representatives Bottiger, Bledsoe and Wolf spoke in favor of adoption of the amendment.

The amendment was adopted.

With the consent of the House, the amendment by Representatives Lysen, O'Brien, Costanti and McDermott was considered prior to the amendments by Representative Sawyer to page 14, lines 7 and 27.

Mr. Lysen moved adoption of the following amendment by Representatives Lysen, O'Brien, Costanti and McDermott:

On page 14, beginning on line 31 insert new sections as follows:

"NEW SECTION. Sec. 17. CAMPAIGN EXPENDITURE LIMITATIONS. From the time the campaign treasurer is appointed, until a final report is filed, expenditures shall be made or incurred by any candidate or political committee only as provided under rules and regulations as promulgated by the commission: PROVIDED, That for purpose of this section sums spent urging the defeat of a candidate shall be deemed to be expenditures of the opposing candidate or candidates.

The total of expenditures made by, for, or on behalf of any candidate in relation to any campaign shall not exceed the larger of the following amounts:

(a) Seven cents multiplied by the number of voters registered; or

(b) Five thousand dollars; or

(c) A sum equal to the public salary which will be paid to the occupant of the office which the candidate seeks, during the term for which the successful candidate will be elected; or

(d) With respect to candidates for the office of governor and lieutenant governor of the state of Washington only, a sum equal to the public salary which will be paid the governor during the term sought, multiplied by two.

Any candidate who knowingly and wilfully violates the provisions of this section, and any person who aids or abets such a violation, shall be subject to the provisions and penalties of sections 8 and 22 of this act.

The total of expenditures made by, for or on behalf of any ballot proposition shall not exceed one hundred thousand dollars.

NEW SECTION. Sec. 18. AUTHORIZATION OF EXPENDITURES AND RESTRICTIONS THEREON.

(1) From the time the campaign treasurer is appointed until a final report is filed, no expenditure of twenty-five dollars or more shall be made or incurred by any political committee unless it is first approved by the candidate, or his designated agent, and all expenditures shall be reported by said committee to the candidate within a reasonable time after being made, as hereinafter in this section provided.

(2) No funds shall be withdrawn from or paid by a campaign depository except upon the presentation of the written authorization, in form prescribed by the supervisor, from the campaign treasurer or deputy campaign treasurer, a copy of which shall be preserved for the candidate.

(3) Expenditures made or incurred by a political committee when there is no candidate shall receive the approval of the committee chairman and funds shall not be withdrawn or paid by a campaign depository except upon the presentation of written authorization, in form prescribed by the supervisor, from the campaign treasurer or deputy campaign treasurer, a copy of which shall be preserved for the committee files."

Renumber the remaining sections consecutively.

Mr. Lysen spoke in favor of the amendment.

Mr. Barden moved adoption of the following amendment to the amendment by Representatives Lysen, O'Brien, Costanti and McDermott:

On page 1, section 17, line 12 of the amendment, after "during" and before "the term" insert "two years of"

Representative Barden spoke in favor of the amendment to the amendment, and Representatives O'Brien and Charnley spoke against it.

The amendment by Mr. Barden to the amendment was not adopted.

Mr. King demanded an electric roll call on the amendment by Representatives Lysen, O'Brien, Costanti and McDermott, and the demand was sustained.

Representatives Sawyer, Costanti, King, Barden and Perry spoke in favor of the amendment, and Representatives Brown and Bledsoe spoke against it.

Mr. Newhouse demanded the previous question and the demand was sustained.

#### ROLL CALL

The Clerk called the roll on the adoption of the amendment by Representatives Lysen, O'Brien, Costanti and McDermott to House Bill No. 248, and the amendment was adopted by the following vote: Yeas, 75; nays, 21; not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Berentson, Blair, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Farr, Gallagher, Garrett, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Juelling, Kilbury, King, Kirk, Kiskaddon, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, O'Brien, Pardini, Paris, Perry, Randall, Rosellini, Savage, Sawyer, Shera, Shinpoch, Smith, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman.

Voting nay: Representatives Benitz, Bledsoe, Bluechel, Brown, Eikenberry, Flanagan, Gilleland, Gladder, Jones, Kopet, Kraabel, Kuehne, Newhouse, North, Polk, Rabel, Richardson, Ross, Schumaker, Spanton, Mr. Speaker.

Not voting: Representatives Julin, Moon, Morrison.

On motion of Mr. Sawyer, the following amendment was adopted:

On page 14, section 16, line 7 after "expenditure" and before "in" insert "or who joins with others to make an expenditure"

On motion of Mr. Sawyer, the following amendment was adopted:

On page 14, section 16, line 27 after "person" and before the period insert the following: ": PROVIDED, That

any expenditure covered by this section shall be deemed to be an expenditure by the candidate benefited thereby for purposes of section 17 of this act"

The Clerk read the following amendment by Mr. Sawyer:

On page 14, beginning on line 31 insert a new section as follows:

"NEW SECTION. Sec. 17. PERSONAL CAMPAIGN LIMITATIONS. (1) No candidate may make expenditures from his personal funds, or the personal funds of his immediate family, in connection with his campaign for election to an office covered by this act in excess of twenty percent of his total campaign expenditures.

(2) For purposes of this subsection, 'immediate family' means a candidate's spouse, and any child, parent, grandparent, brother, or sister of the candidate, and the spouses of such persons.

(3) No candidate or political committee shall knowingly accept any contribution or authorize any expenditure in violation of the provisions of this section."

With the consent of the House, Mr. Sawyer withdrew the amendment.

Mr. Copeland moved adoption of the following amendment to House Bill No. 248:

On page 18, section 28, beginning on line 15, strike all of section 28.

Representatives Copeland, McDermott and O'Brien spoke in favor of the amendment, and Representative Brown spoke against it.

Mr. Chatalas demanded an electric roll call and the demand was sustained.

Representatives Wolf and Perry spoke in favor of the amendment.

#### ROLL CALL

The Clerk called the roll on the adoption of the amendment by Mr. Copeland to House Bill No. 248, and the amendment was adopted by the following vote: Yeas, 88; nays, 9; not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Haussler, Hoggins, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Kopet, Kraabel, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Randall, Richardson,

Rosellini, Ross, Savage, Sawyer, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman.

Voting nay: Representatives Bluechel, Brown, Hatfield, Hubbard, Knowles, Kuehnle, Rabel, Schumaker, Mr. Speaker.

Not voting: Representatives Charnley, Morrison.

House Bill No. 248 was ordered engrossed.

On motion of Mr. Sawyer, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 248 was placed on final passage.

Representatives Sawyer and Douthwaite spoke in favor of the bill.

Mr. Newhouse demanded the previous question, and the demand was sustained.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 248, and the bill passed the House by the following vote: Yeas, 89; nays, 9; not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Benitz, Berentson, Blair, Bledsoe, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Newhouse, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman.

Voting nay: Representatives Beck, Bluechel, Hatfield, Kopet, Kraabel, Kuehnle, Pardini, Schumaker, Mr. Speaker.

Not voting: Representative Morrison.

Engrossed House Bill No. 248, 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 Mr. Lysen, Engrossed House Bill No. 248 was ordered transmitted immediately to the Senate.

HOUSE BILL NO. 53, by Representatives Shera, Bagnariol, Smythe, Kopet, Barden, Hansey, Mentor, Anderson, Backstrom, Blair, Conway, Gallagher, Kilbury, Luders and Merrill:

Providing for a system of no-fault auto insurance.

Committee on Financial Institutions and Insurance recommendation: Majority, do pass with the following amendments:

On page 5, section 4, line 17 after "spouse dies" strike "or remarries"

On page 6, strike all of sections 7 and 8 and renumber the remaining sections consecutively.

On page 9, section 15, line 16 after "party" insert "and a reasonable rate of interest on the amount due the insured"

On page 9, section 16, line 29 after "same loss" insert "by such third person"

On page 11, section 21, line 29 after "excess of" strike "two" and insert "one"

On page 14, section 27, line 9 after "12:01 a.m.," strike "January" and insert "April"

The bill was read the second time.

#### MOTION

Mr. Litchman moved that House Bill No. 53 be indefinitely postponed.

Mr. Litchman spoke in favor of the motion.

Mr. Wolf demanded an electric roll call and the demand was sustained.

Representatives Shera, Beck, Bagnariol and Smythe spoke against the motion.

Mr. Litchman stated that, with the consent of the House, he would withdraw the motion to indefinitely postpone House Bill No. 53.

The consent of the House was not granted.

Mr. Smythe concluded his remarks in opposition to the motion, and Mr. King spoke in favor of it.

Mr. Bledsoe demanded the previous question and the demand was sustained.

Mr. Litchman closed debate, speaking in favor of the motion.

#### ROLL CALL

The Clerk called the roll on the motion by Mr. Litchman to indefinitely postpone House Bill No. 53, and the motion was lost by the following vote: Yeas, 19; nays, 77; not voting, 3.

Voting yea: Representatives Bottiger, Conner, Douthwaite, Haussler, Hurley, King, Knowles, Litchman, Lysen, Marzano, Maxie, May, McCormick, O'Brien, Rosellini, Savage, Sawyer, Williams, Wojahn.

Voting nay: Representatives Adams, Anderson,

Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conway, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Hoggins, Hubbard, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, Kirk, Kiskaddon, Kopet, Kraabel, Kuehne, Luders, Marsh, Martinis, McDermott, Mentor, Merrill, Moon, Newhouse, North, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Ross, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Amen, Copeland, Morrison.

MOTION

On motion of Mr. Bledsoe, the House adjourned until 1:00 p.m.

-----  
 AFTERNOON SESSION  
 -----

The House was called to order at 1:00 p.m. by the Speaker. The Clerk called the roll and all members were present.

SECOND READING

HOUSE BILL NO. 53, by Representatives Shera, Bagnariol, Smythe, Kopet, Barden, Hansey, Mentor, Anderson, Backstrom, Blair, Conway, Gallagher, Kilbury, Luders and Merrill:

Providing for a system of no-fault auto insurance.

The House resumed consideration of House Bill No. 53 on second reading.

MOTION

Mr. Bledsoe moved that the rules be suspended and that, until 6:00 p.m. tomorrow, the provisions of the second paragraph of House Rule No. 51 be invoked.

The Speaker: "House Rule No. 51 provides: 'After the fiftieth day no member shall speak more than once on the same question without leave of the house: Provided, That the chairman of the committee or the mover of the question, may close the debate except as provided in Rule 55: Provided further, That no member shall speak more than three minutes without the consent of the house.'"

## POINT OF INQUIRY

Mr. Bledsoe yielded to question by Mr. Sawyer.

Mr. Sawyer: "Representative Bledsoe, does this include House Bill No. 53?"

Mr. Bledsoe: "Yes, it would take effect as of the adoption of the motion, through the balance of the calendar before us, and into such additional matters as we might become involved in."

Mr. Sawyer spoke against the motion.

## POINT OF ORDER

Mr. Charette: "Mr. Speaker, my point of order is that the rules require that any amendment to these rules be given a 24-hour written notice. Mr. Bledsoe's motion is to suspend the rules. I call upon the Speaker to rule whether or not we can suspend the rules to amend them in face of that rule which says you have to give 24-hours' notice."

## RULING BY THE SPEAKER

The Speaker: "Yes, I think so, Mr. Charette. The motion to suspend the rules is just what it says. In other words, you suspend also the rules pertaining to amendment. You don't treat a motion to suspend the rules and advance a bill as an amendment to the House rules. This is the same sort of a motion."

Mr. Charette: "May I speak to that point? That is true, that we do not so treat a motion to suspend the rules to advance a bill; however, that is as to one item, and that does not amend the rule--it merely suspends the rule. What Mr. Bledsoe is suggesting is that we amend the rule, not suspend it. I believe there is a distinction."

## POINT OF ORDER

Mr. O'Brien: "Perhaps what you need is two motions: One to suspend the rule on one day's notice in writing (to be waived under this situation); and then one to amend Rule 51."

## RULING BY THE SPEAKER

The Speaker: "No, I think it is not necessary. What we are doing is suspending that portion of House Rule 51 which says 'After the fiftieth day . . .' That is really the only portion of the rule that we are suspending, and invoking that particular rule immediately. Otherwise the rule would be applicable after the fiftieth day. Mr. Bledsoe is asking to suspend that fiftieth day rule and make it applicable immediately."

Mr. O'Brien: "But you are involved here with two rules--Rule 89 and Rule 51. One is your standing rule requiring one day's notice in writing, that can be

suspended by a two-thirds vote of the members present."

The Speaker: "Of course no portion of our rules or Reed's rules are meant to impede the intent of the body. Certainly if there is a two-thirds affirmative vote on a motion to suspend the rules, I think it is clear from the intent of our rules and Reed's Rules that the will of the body should not be thwarted in this regard."

Mr. Bledsoe spoke in favor of his motion, and Mr. Sawyer spoke again in opposition to it.

Mr. Sawyer demanded an electric roll call and the demand was sustained.

The Speaker declared the House to be at ease.  
The Speaker called the House to order.

#### ROLL CALL

The Clerk called the roll on the motion by Mr. Bledsoe to suspend the rules and invoke the provisions of the second paragraph of House Rule No. 51 until 6 p.m. tomorrow, and the motion was lost by the following vote: Yeas, 53; nays, 39; not voting, 7.

Voting yea: Representatives Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Planagan, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Hoggins, Hubbard, Johnson, Jones, Juelling, Julin, Kilbury, Kirk, Kiskaddon, Kopet, Kraabel, Kuehne, Maxie, Mentor, Morrison, Newhouse, Pardini, Paris, Polk, Rabel, Randall, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Conner, Douthwaite, Gallagher, Grant, Haussler, Jastad, King, Knowles, Litchman, Luders, Marsh, Martinis, Marzano, May, McCormick, McDermott, Merrill, O'Brien, Perry, Richardson, Rosellini, Savage, Sawyer, Shipoch, Van Dyk, Williams, Wojahn.

Not voting: Representatives Charnley, Chatalas, Hurley, Lysen, Moon, North, Thompson.

#### MOTION

Mr. Grant moved that House Bill No. 53 be rereferred to the Committee on Rules and Administration.

Mr. Grant spoke in favor of the motion.

Mr. Wolf demanded an electric roll call and the demand was sustained.

Mr. Pardini spoke against the motion by Mr. Grant.

## ROLL CALL

The Clerk called the roll on the motion by Mr. Grant to rerefer House Bill No. 53 to Committee on Rules and Administration, and the motion was lost by the following vote: Yeas, 27; nays, 70; not voting, 2.

Voting yea: Representatives Anderson, Bottiger, Bozarth, Brouillet, Charnley, Conner, Douthwaite, Grant, Hurley, Jastad, King, Knowles, Litchman, Lysen, Marsh, Marzano, Maxie, May, McCormick, O'Brien, Perry, Rosellini, Savage, Sawyer, Shinpoch, Williams, Wojahn.

Voting nay: Representatives Adams, Amen, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bradley, Brown, Ceccarelli, Charette, Chatalas, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Johnson, Jones, Jueling, Julin, Kilbury, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, Luders, Martinis, McDermott, Mentor, Merrill, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Randall, Richardson, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Van Dyk, Wanamaker, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Moon, Thompson.

On motion of Mr. Shera, the first four committee amendments were adopted.

Mr. Shera moved adoption of the following committee amendment:

On page 11, section 21, line 29, after "excess of" strike "two" and insert "one"

## POINT OF ORDER

Mr. Litchman: "Mr. Speaker, there is an amendment to the amendment on the desk. Mr. Shera's committee amendment reduces the \$2,000 threshold to \$1,000, and my amendment would reduce it to \$500."

Mr. Litchman moved adoption of the following amendment to the committee amendment:

Amend the committee amendment as follows: Strike "one" and insert "\$500"

Mr. Litchman spoke in favor of the amendment to the amendment.

## PARLIAMENTARY INQUIRY

Mr. Pardini: "The Clerk just read the amendment to the amendment, saying strike 'one' and insert 'five hundred.' Is the intent of this amendment to raise the limit to \$500,000? I think if we strike 'one thousand' and insert '\$500' rather than just striking 'one' we would be all right. I think that is the intent."

The Speaker: "The only problem is that the word 'thousand' isn't in the committee amendment."

Mr. Litchman: "The intent, of course, is that it be reduced from \$2,000 to \$500, and I think that is the way the amendment to the amendment is written."

Mr. Litchman concluded his remarks in favor of the amendment to the amendment.

PARLIAMENTARY INQUIRY

Mr. Shera: "Do we deal with the committee amendments first, and then go back to floor amendments?"

The Speaker: "We deal with committee amendments first, and this is an amendment to the committee amendment. It is to the same language on the same line, and is in effect a proposed amendment to the committee amendment."

Mr. Shera spoke against adoption of the amendment to the amendment.

POINT OF ORDER

Mr. Pardini: "I still have concern, Mr. Speaker, that if this amendment is adopted, that we have raised this limit to \$500,000, and I would ask for a ruling."

RULING BY THE SPEAKER

The Speaker: "Mr. Litchman's amendment, as it is on the desk, indicates 'strike \$2,000 and insert \$500.'"

Mr. Bagnariol spoke in favor of adoption of the amendment to the committee amendment.

MOTION

Mr. Barden moved that the House defer further consideration of House Bill No. 53 on second reading, and the bill be made a special order of business for 3:30 p.m.

Mr. Barden spoke in favor of the motion, and Mr. Morrison spoke against it.

The motion by Mr. Barden was lost.

The Speaker stated the question before the House to be the amendment by Mr. Litchman to the committee amendment.

Mr. Rosellini demanded an electric roll call and the demand was not sustained.

The amendment by Mr. Litchman to the committee amendment to House Bill No. 53 was not adopted.

The Speaker stated the question before the House to be the committee amendment to page 11.

The committee amendment was adopted.

On motion of Mr. Shera, the committee amendment to page 14 was adopted.

## MOTION

Mr. McDermott moved that HOUSE BILL NO. 143 be moved to the top of today's calendar and that it be considered immediately.

Mr. McDermott spoke in favor of the motion.

Mr. Bottiger demanded an electric roll call and the demand was sustained.

## ROLL CALL

The Clerk called the roll on the motion by Mr. McDermott to place House Bill No. 143 at the top of today's calendar and to consider it immediately, and the motion was carried by the following vote: Yeas, 50; nays, 39; not voting, 10.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Douthwaite, Eikenberry, Gallagher, Garrett, Grant, Hatfield, Haussler, Hurley, Jastad, Kilbury, King, Kirk, Knowles, Litchman, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, North, O'Brien, Perry, Rosellini, Sawyer, Shinoch, Smith, Thompson, Van Dyk, Williams, Wojahn, Zimmerman.

Voting nay: Representatives Amen, Barden, Berentson, Blair, Bledsoe, Bluechel, Brown, Conway, Costanti, Cunningham, Curtis, Gilleland, Gladder, Goldsworthy, Hansey, Hoggins, Johnson, Jones, Jueling, Julin, Kiskaddon, Kopet, Kraabel, Kuehne, Mentor, Morrison, Newhouse, Pardini, Polk, Rabel, Randall, Richardson, Ross, Schumaker, Shera, Smythe, Spanton, Wanamaker, Mr. Speaker.

Not voting: Representatives Benitz, Copeland, Farr, Flanagan, Hubbard, Luders, Moon, Paris, Savage, Wolf.

HOUSE BILL NO. 143, by Representatives Julin, Wojahn, Wolf, McDermott, Pardini, Barden, Moon, Chatalas, Hatfield, Jastad, Brown, Kiskaddon, Adams, Maxie, Conway, McCormick, Haussler, Charnley, Douthwaite, Litchman, Bagnariol, King, Kilbury, Bauer, O'Brien, Savage, Amen, Perry, Gallagher, Hurley, Kirk, Ceccarelli, Wanamaker, Blair, Martinis, Anderson, Kraabel, Brouillet, Smith, Johnson, Jones, Merrill, Rabel, Rosellini and Williams (by State Women's Council request):

Providing for the rights of married persons.

Committee on Judiciary recommendation: Majority, do pass as amended. (For amendments see Journal for nineteenth day, January 28, 1972.)

The bill was read the second time.

On motion of Mr. Julin, the first three committee amendments were adopted.

Mr. Julin moved adoption of the fourth committee amendment as follows:

On page 3, section 3, beginning on line 4 insert

"(4) Neither spouse shall purchase or contract to purchase community real property without the other spouse joining in the transaction of purchase or in the execution of the contract to purchase."

Re-number the remaining subsection consecutively.

Mr. Wanamaker moved adoption of the following amendment to the fourth committee amendment:

On line 4 of the committee amendment after "purchase" and before the period, insert "except single family dwelling"

Representatives Wanamaker and Mentor spoke in favor of adoption of the amendment to the committee amendment, and Representatives Julin and Wojahn spoke against it.

The amendment by Mr. Wanamaker to the committee amendment was lost on a rising vote.

The Speaker stated the question before the House to be the committee amendment to page 3, section 3, inserting a new subsection (4).

Representatives Bottiger and Julin spoke in favor of the committee amendment, and Representatives Garrett and Kuehnle spoke against it.

The committee amendment was adopted on a rising vote.

On motion of Mr. Julin, the remaining committee amendments were adopted.

Mr. Pardini moved adoption of the following amendment by Representatives Pardini and McCormick:

On page 4 add a new section to read as follows:

"NEW SECTION. Sec. 9. No person licensed by the state of Washington under Title 18 RCW may deny their services to any person because of their sex."

#### POINT OF ORDER

Mr. Julin: "I question whether or not the amendment comes within the scope and object of the bill before us now. It deals with, I believe, licensed beauty operators, and this bill deals with the property rights of married persons."

## RULING BY THE SPEAKER

The Speaker: "The Speaker has examined House Bill No. 143. While it is extremely broad in its application, it is still restricted to the matter of property rights, community property, the relationship between husband and wife in connection with the management thereof, and the liability as between those parties and the rights of the female half of the marital community. This amendment, while it does deal with nondiscrimination as far as sex is concerned, would, in effect, amend every section of Title 18 of the Revised Code of Washington, which is the entire section of the Code dealing with business and professions. For that reason, it would so enlarge the scope and object of this bill that it is out of order."

House Bill No. 143 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 143 was placed on final passage.

Representatives Kraabel and Maxie spoke in favor of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 143, and the bill passed the House by the following vote: Yeas, 93; nays, 4; not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Gladder, Kuehne, Richardson, Schumaker.

Not voting: Representatives Bozarth, Moon.

Engrossed House Bill No. 143, 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

Mr. Grant moved that HOUSE BILL NO. 347 be placed at the top of today's calendar, and that it be considered immediately.

Mr. Grant spoke in favor of the motion.

The motion was lost.

HOUSE BILL NO. 53, by Representatives Shera, Bagnariol, Smythe, Kopet, Barden, Hansey, Mentor, Anderson, Backstrom, Blair, Conway, Gallagher, Kilbury, Luders and Merrill:

Providing for a system of no-fault auto insurance.

The House resumed consideration of House Bill No. 53 on second reading.

Mr. Bottiger moved adoption of the following amendment:

On page 1, section 1, line 20 after "guilty of a" and before "misdemeanor" strike "gross"

Mr. Bottiger spoke in favor of the amendment, and Mr. Pardini spoke against it.

Mr. Rosellini demanded an electric roll call and the demand was sustained.

#### ROLL CALL

The Clerk called the roll on the adoption of the amendment by Mr. Bottiger to page 1, section 1, line 20, House Bill No. 53, and the amendment was not adopted by the following vote: Yeas, 40; nays, 53; not voting, 6.

Voting yea: Representatives Adams, Anderson, Bauer, Beck, Bottiger, Bradley, Brouillet, Ceccarelli, Charnley, Chatalas, Conner, Gallagher, Grant, Haussler, Hurley, Jastad, Johnson, Juelling, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Marzano, Maxie, McCormick, McDermott, O'Brien, Perry, Rosellini, Savage, Sawyer, Shinpoch, Spanton, Thompson, Van Dyk, Williams, Wojahn.

Voting nay: Representatives Amen, Backstrom, Bagnariol, Barden, Benitz, Berentson, Bledsoe, Bluechel, Brown, Charette, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hoggins, Hubbard, Jones, Julin, Kirk, Kiskaddon, Kraabel, Kuehnle, Martinis, May, Mentor, Merrill, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Randall, Richardson, Ross, Schumaker, Shera, Smith, Smythe, Wanamaker, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Blair, Bozarth, Douthwaite, Hatfield, Kopet, Moon.

Mr. Litchman moved adoption of the following amendment:

On page 3, section 3, line 5 after "incurred within" and before "from the date" on line 6, strike "one year" and insert "two years"

Mr. Litchman spoke in favor of the amendment, and Mr. Shera spoke against it.

The amendment by Mr. Litchman was not adopted.

Mr. Pardini moved adoption of the following amendment:

On page 3, section 3, line 8 after "funeral services" strike ", up to an aggregate of five thousand dollars per person"

Representatives Pardini, Charette and Bottiger spoke in favor of adoption of the amendment, and Representatives Shera and Bagnariol spoke against it.

Mr. Pardini closed debate, speaking in favor of the amendment.

The amendment by Mr. Pardini to House Bill No. 53 was adopted.

Mr. McDermott moved adoption of the following amendment by Representatives McDermott and Charnley:

On page 3, section 3, line 29 after "not exceeding" and before "dollars" strike "twelve" and insert "twenty-five"

Representatives McDermott and Charnley spoke in favor of the amendment, and Representative Shera spoke against it.

The amendment by Representatives McDermott and Charnley was lost on a rising vote.

Mr. Ross moved adoption of the following amendment:

On page 5, section 4, line 18 after "the child" and before "dies" on line 6, strike "attains majority, marries or becomes otherwise emancipated, or"

Representatives Ross and Bottiger spoke in favor of the amendment, and Representative Shera spoke against it.

Mr. Ross spoke again in favor of the amendment.

The amendment by Mr. Ross was lost on a rising vote.

Mrs. Wojahn moved adoption of the following amendment by Representatives Wojahn and Rosellini:

On page 11, section 21, line 33 after "devices," and before "diagnostic x-ray" strike "but excluding" and insert "and"

Representatives Wojahn and Rosellini spoke in favor of adoption of the amendment, and Representatives Pardini, Bagnariol and Shera spoke against it.

Mrs. Wojahn spoke again in favor of the amendment, and Mr. Pardini spoke again in opposition.

POINT OF INQUIRY

Mr. Pardini yielded to question by Mr. Bottiger.

Mr. Bottiger: "Mr. Pardini, you mentioned the little devil sending them back for x-rays. How about the little devil sending them down for some sauna baths and physical therapy treatments?"

Mr. Pardini: "I don't think they would be covered."

The amendment by Representatives Wojahn and Rosellini to House Bill No. 53 was not adopted.

Mr. King moved adoption of the following amendment:

On page 14, line 1, add a new section as follows:  
"NEW SECTION. Sec. 26. No person shall cancel, refuse to write or refuse to renew a policy of automobile insurance on any individual primarily because of one or more of the following reasons: Residence, race, color, creed, national origin, ancestry, marital status or lawful occupation, including the military service, of anyone who is or seeks to become insured, or solely because another person has refused to write a policy, or has canceled or, has refused to renew an existing policy in which that individual was the named insured."

Mr. King spoke in favor of the amendment, and Mr. Bagnariol spoke against it.

Mr. Rosellini demanded an electric roll call and the demand was sustained.

Mr. Shera spoke against adoption of the amendment.

POINT OF INQUIRY

Mr. Bagnariol yielded to question by Mr. Pardini.

Mr. Pardini: "Mr. Bagnariol, the content of the next six, seven or eight amendments all deal with cancellation. Is anyone working in the interim period with this entire question--not only on no-fault insurance, but all types of casualty insurance--on the renewals and cancellations?"

Mr. Bagnariol: "The Interim Committee on Banking, Insurance and Utility Regulation has a subcommittee which did not work on no-fault insurance, but we did work in the area of cancellation, nonrenewals and basic underwriting practices. We had a public hearing in Renton in November or December and heard testimony from the industry and from concerned citizens. We plan to continue this study up to the next session of the legislature. In addition to that, we are working in the area of the assigned risk pool. Currently the so-called 'substandard auto risks' in our state are probably the most abused people because we have an assigned risk pool that is not functioning properly. We have about 8,000 citizens insured in the assigned risk pool

and, I can only guess, but probably 50,000 to 60,000 individuals insured through substandard carriers at high premiums. We are trying to lump this whole thing together and come up with something that will be restrictive in underwriting practices and also improve the assigned risk pool to allow people to qualify easier at a lower rate for higher liability limits, because currently they are limited to the basic financial responsibility law of 15-30-10."

Mr. Pardini: "Would you describe this as a rather comprehensive study?"

Mr. Bagnariol: "Yes, I would, Representative Pardini."

Mr. King closed debate, speaking in favor of adoption of the amendment.

#### ROLL CALL

The Clerk called the roll on the adoption of the amendment by Mr. King to add a new section 26, House Bill No. 53, and the amendment was lost by the following vote: Yeas, 42; nays, 52; not voting, 5.

Voting yea: Representatives Adams, Anderson, Bauer, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charney, Chatalas, Conner, Douthwaite, Gallagher, Grant, Haussler, Hurley, Jastad, Johnson, Kilbury, King, Kiskaddon, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, O'Brien, Paris, Rosellini, Savage, Sawyer, Shinpoch, Van Dyk, Williams, Wojahn, Zimmerman.

Voting nay: Representatives Amen, Backstrom, Bagnariol, Barden, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Charette, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hoggins, Hubbard, Jones, Jueling, Julin, Kirk, Kopet, Kraabel, Kuehnle, Mentor, Merrill, Morrison, Newhouse, North, Pardini, Polk, Randall, Richardson, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Thompson, Wanamaker, Wolf, Mr. Speaker.

Not voting: Representatives Farr, Hatfield, Moon, Perry, Rabel.

Mr. Ross moved adoption of the following amendment:

On page 14, section 27, line 9 after "1973" and before the period insert "and shall cease to be law without further action of the legislature on April 1, 1978"

Mr. Ross spoke in favor of the amendment, and Mr. Pardini spoke against it.

Mr. Ross spoke again in favor of the amendment to House Bill No. 53.

The amendment by Mr. Ross was not adopted.

Mr. Bottiger moved adoption of the following

amendment:

After the enacting clause strike everything and insert the following:

"PART I.

NEW SECTION. Section 1. The legislature finds that the "negligence" system of motor vehicle accident reparation has been an abysmal failure in this state; that only a small portion of the premium dollars paid for motor vehicle liability insurance in this state is ever received by traffic victims; and that all too many motor vehicle accidents in this state result in vastly undercompensated or uncompensated victims. For these and other reasons, the legislature hereby declares that the state of Washington shall underwrite motor vehicle accident insurance and further, that the legal remedies of any person injured in a motor vehicle accident, or sustaining property damage as a result thereof, shall be only as provided under this chapter.

NEW SECTION. Sec. 2. Unless a different meaning is plainly required by the context, the following words and phrases as used in this chapter shall have the following meanings:

(1) "Certificate of insurance" means vehicle certificate of insurance or driver's certificate of insurance, or both;

(2) "Child" means son, daughter, step-son, step-daughter, adopted child, and a person for whose support an insured was, at the time of his death, liable pursuant to any court order or law.

(3) "Department" means the department of motor vehicles.

(4) "Dependent child" means a child under the age of eighteen years who is dependent upon an insured, or a person of the age of eighteen years or more who by reason of physical or mental infirmity is unable to provide himself with the necessaries of life without the assistance of an insured.

(5) "Dependent husband" means a husband who by reason of physical or mental infirmity is unable to provide himself with the necessaries of life without the assistance of the insured;

(6) "Dependent parent" means a parent of an insured who by reason of physical or mental infirmity is unable to provide himself or herself with the necessaries of life without the assistance of the insured;

(7) "Director" means the director of the department of motor vehicles;

(8) "Driver's certificate of insurance" means that certificate of insurance issued pursuant to this chapter in conjunction with the issuance of a driver's license or permit to drive;

(9) "Housewife" means a married women, or a widow managing, maintaining and controlling an independent domestic establishment, who does not either:

(a) Engage in a definite regular occupation for wages or for profit; or

(b) Report regularly to a place of employment apart from her residence;

(10) "Motor vehicle" means any motor vehicle

required to be registered with the department of motor vehicles;

(11) "Nonresident" means any person not a resident under subsection (14) of this section;

(12) "Parent" means father, mother, step-father, step-mother, a person who has adopted an insured;

(13) "Primary dependent" means:

(a) The wife of an insured unless, at the time of the death of the insured she was living apart from him under decree of separate maintenance;

(b) The dependent husband of an insured unless, at the time of the death of the insured, he was living apart from her under a decree of separate maintenance;

(c) The dependent child or children of an insured, if at the time of death of the insured the wife or dependent husband had predeceased the insured or its otherwise prevented from qualifying as a primary dependent under (a) or (b) of this subsection;

(e) The dependent parent or dependent parents of an insured if the insured is not survived by any of the persons qualifying as primary dependents under (a), (b) or (c) of this subsection;

(14) "Resident" shall mean any person who at the time of the motor vehicle accident:

(a) Had a driver's license or permit to drive issued under Title 46 RCW; or

(b) Was the registered owner, under Title 46 RCW, of a vehicle for which there was then in existence a license or permit issued under Title 46 RCW; or

(c) Had lived and maintained an address in this state for not less than one hundred eighty days of the two hundred ten days preceding the accident; or

(d) Was registered to vote in this state; or

(e) Was under eighteen years of age and was then residing with a parent who is a resident;

(15) "Secondary dependant" includes any dependent child or dependent parent of an insured who is not a primary dependent.

(16) "Vehicle certificate of insurance" means that certificate of insurance issued pursuant to this chapter in conjunction with the issuance of a vehicle license or permit.

NEW SECTION. Sec. 3. The civil action for damages based on a negligence theory is, as a method of motor vehicle accident reparation, abolished in the state of Washington, except in the following limited circumstances:

(1) A nonresident of the state of Washington may sue or be sued in the courts of this state, as if this chapter had never been enacted.

(2) Where there is damage to property as a result of a motor vehicle accident and insurance under this chapter does not cover or fully cover such damage, then the party sustaining such damage may sue for the same or the amount thereof not covered by this chapter, as if this chapter had never been enacted.

(3) The provisions of this chapter shall not be applied to bar any action brought and maintained on a theory of product liability, breach of warranty, or negligence in the furnishing of services: PROVIDED, That the furnishing of services as provided in this item shall

not include the service of driving or operating a motor vehicle;

(4) The state of Washington and any political subdivision thereof, every municipal and quasi municipal corporation, and every entity whether public or private, shall be liable as if this chapter had never been enacted for any liability which may arise out of the failure to properly maintain any traffic sign, marking, or device, or any road, highway, street, parking lot, or other place designed in whole or in part for the use of a motor vehicle.

NEW SECTION. Sec. 4. When any person, pursuant to section 3 of this act, is awarded a judgment against any party held accountable for a motor vehicle accident, or has received a money settlement for the release of his claim for such damages, then such person shall have the right to receive only that portion of the judgment or settlement which exceeds the amount which he has been paid or will be paid under the provisions of this chapter. The remaining amount of the judgment or settlement shall be paid to the department.

Any court which has entered a judgment under the provisions of section 3 of this act shall take such reasonable measures as are necessary to insure that the department's interest, if any, in said judgment are not defeated. No party shall pay any settlement for the release of a claim for damages made under section 3 of this act, unless the department is first advised of said settlement, and is reasonably assured that its interests, if any, in said settlement shall not be defeated.

NEW SECTION. Sec. 5. There is hereby established a fund to be known as the "state insurance fund". All premiums and other money collected under this chapter shall be placed in the state insurance fund. All claims paid under this chapter and all expenses of the department attributable to administering this chapter, shall be paid from the state insurance fund.

NEW SECTION. Sec. 6. The department shall fix reasonable premiums for the insurance provided under this chapter. The premiums shall be fixed at a rate sufficient to fund the total liability of the state insurance fund and to make the state insurance fund actuarially and financially sound.

NEW SECTION. Sec. 7. (1) The department shall adopt rules and regulations pursuant to this chapter which shall establish different classes, according to risks, of:

(a) Different types of drivers of motor vehicles;

(b) Different types of motor vehicles.  
(2) The department shall establish two types of certificates of insurance under this chapter:

(a) Insurance issued in conjunction with the application for or renewal of a driver's license or permit, which insurance shall be evidenced by a driver's certificate of insurance; and

(b) Insurance issued in conjunction with the application for or renewal of a vehicle license or permit, which insurance shall be evidenced by a vehicle certificate of insurance.

The certificates set forth in this section shall

provide such coverage as is specified under this chapter, including bodily injury coverage, medical coverage, property damage coverage, and liability coverage.

NEW SECTION. Sec. 8. The premium rate required to be paid for the procurement of insurance under this chapter shall be that rate, set by the department:

(1) Which represents the class in which a given applicant driver is classified when applying for a driver's certificate of insurance; and/or,

(2) Which represents the class in which a given motor vehicle is classified when applying for a vehicle certificate of insurance.

The department, upon ascertaining that a given driver, by reason of circumstances arising after the issuance of a driver's certificate of insurance, should be placed in a different risk class, shall so notify said driver by registered mail to his last address, return receipt requested, and shall further adjust said driver's insurance premium and make demand for the same. Failure to pay said adjustment within forty-five days shall cause automatic suspension of said driver's license or permit to drive until said premium is paid.

PART II.

NEW SECTION. Sec. 9. (1) No license or permit for any vehicle and no driver's license or other permit to drive required or authorized for the operation or use of any vehicle under Title 46 RCW shall be issued or renewed unless the applicant has procured a certificate of insurance with respect to the particular license, or permit sought to be issued.

(2) Subsection (1) of this section does not apply to vehicles owned or operated by the United States government or the government of any other state, the District of Columbia, or foreign nation, but applies to motor vehicles owned and operated by the state of Washington, its political subdivisions and municipal corporations.

(3) Notwithstanding the provisions of subsection (2) of this section, the director may negotiate and conclude an agreement with any government, therein excluded, to bring any and all motor vehicles belonging to or operated by such government on the public highways of Washington within the operation of this chapter.

NEW SECTION. Sec. 10. (1) With each application for any license or permit for a vehicle, or for a license or other permit to drive under Title 46 RCW, or for a renewal thereof, the applicant shall file with the department an application for a certificate of insurance in accordance with the provisions of this chapter.

(2) The terms of the certificates of insurance issued under this chapter shall be as follows:

(a) The term for the driver's certificate of insurance shall commence on the date of issuance of said certificate and shall terminate when the license or permit to drive expires;

(b) The term of the vehicle certificate of insurance shall commence on the date of issuance of said certificate and shall terminate when the license or permit of the subject motor vehicle expires.

(3) Upon application for a certificate of insurance, the appropriate premium shall be assessed to cover the

entire term of the certificate sought: PROVIDED, That for any insurance term in excess of one year, the department may, by regulation, adopt an optional method of payment which will permit an applicant to pay said premium in two equal installments over the term period.

(4) The application for a certificate of insurance shall be in the form prescribed by the department and may be incorporated in the appropriate license or permit application form prescribed for use under Title 46 RCW.

NEW SECTION. Sec. 11. Upon payment of the required premium by an applicant for certificate of insurance under this chapter, the department shall, if this application is otherwise proper, issue a certificate of insurance to the applicant.

(2) The certificate shall be in the form prescribed by the department and may be incorporated in the appropriate license or permit form prescribed for use under Title 46 RCW.

#### PART III.

NEW SECTION. Sec. 12. (1) Where a vehicle designated in a vehicle certificate of insurance, and/or a driver designated in a driver's certificate of insurance, is in another state, the District of Columbia, or a foreign country, and is required by the law therein to be registered or licensed in said state, District, or country, then said vehicle certificate of insurance and/or said driver's certificate of insurance shall be deemed to have been revoked at the time said vehicle and/or driver is so required to become registered or licensed.

(2) The suspension, cancellation, (including voluntary surrender to the department), or revocation of any certificate of ownership, license, or permit for a vehicle, shall automatically suspend, cancel, or revoke the vehicle certificate of insurance for that vehicle.

(3) The sale of any motor vehicle, or the transfer of the title thereto shall automatically revoke the vehicle certificate of insurance issued thereto.

(4) The suspension, cancellation, or revocation of a driver's license or permit shall automatically suspend, cancel, or revoke the driver's certificate of insurance issued to said driver.

(5) The surrender of a driver's license or permit, voluntarily or pursuant to the requirements of any law or judicial order shall automatically cancel the driver's certificate of insurance issued to said driver.

(6) No driver's certificate of insurance shall be suspended, canceled, or revoked pursuant to (4) or (5) of this section where a driver has applied for and obtained an occupational driver's license, in which case the certificate shall continue subject to the limitations contained in said occupational license.

(7) Upon the suspension, cancellation, or revocation of any certificate of insurance in accordance with the provisions of this section, the person to whom said certificate was issued shall be entitled to a refund of insurance premium paid, prorated from the date of suspension, cancellation, or revocation according to a schedule which the director shall establish.

(8) Nothing in subsection (2) of section 10 of this act shall be deemed to prevent the application of the

provisions of this section.

PART IV.

NEW SECTION. Sec. 13. In this part "insured" means a person to or with respect to whom or to whose dependents benefits are payable if bodily injuries are sustained by such person as a result of one of the perils included in section 14 of this act, whether such person is named in a certificate of insurance or not.

NEW SECTION. Sec. 14. (1) Subject to the provisions of this chapter, every resident of the state of Washington is insured in the amounts specified herein against loss resulting from bodily injuries sustained by him directly through accidental means, provided that such injuries are sustained as a result of:

(a) Driving, riding in or on, or operating a moving motor vehicle in the state of Washington; or

(b) Collision with or being struck by, a moving motor vehicle in the state of Washington.

(2) Subject to the provisions of this chapter, a vehicle certificate of insurance shall further insure any person who is a resident of Washington while he is driving, riding in or on, or operating the subject motor vehicle while it is moving on a public highway beyond the boundaries of the state of Washington, but within the United States of America or Canada. Such insurance shall be in the amounts hereinafter specified, against loss from bodily injuries sustained directly through accidental means.

(3) Subject to this chapter, a driver's certificate of insurance shall further insure the person named therein, if he is a resident of Washington, in the amounts specified in this chapter, against loss from bodily injuries sustained directly through accidental means: PROVIDED, That the bodily injuries are suffered by the person as a result of operating a motor vehicle while it is moving on a public highway beyond the boundaries of Washington but within the United States or Canada.

(4) The word "moving" in subsections (1), (2) and (3) of this section shall not be construed to include any movement of a vehicle which is caused solely for purposes of repairing the vehicle: PROVIDED, That it shall be construed to include the towing or pushing of a vehicle for purposes of making repair.

NEW SECTION. Sec. 15. (1) If bodily injuries sustained in an accident occasioned under any of the circumstances set out in section 14 of this act totally and continuously disable an insured within twenty days from the time of the accident and prevent him from performing any and every duty pertaining to any occupation or employment, and during the period of such continuous total disability and within one hundred and four weeks from the time of the accident, result in loss of life of the insured, the department shall pay the sum for which provision is made in section 17 of this act and shall in addition pay for the period between the date of the disability and the date of the loss of life the weekly indemnity payable under section 16 of this act.

(2) If bodily injuries sustained in an accident occasioned under any of the circumstances set out in section 14 of this act result in loss of life of an insured

within ninety days from the time of the accident the department shall pay, irrespective of continuous disability, the sum for which provision is made in section 17 of this act.

(3) If bodily injuries sustained in an accident occasioned under any of the circumstances set out in section 14 of this act do not immediately result in loss of life and within twenty days from the time of the accident totally and continuously disable an insured from performing any and every duty pertaining to any occupation or employment, and during the period of such continuous total disability, but within one hundred and four weeks from the time of the accident, result in any one or more of the disabilities mentioned in subsections (5) or (6) of this section the department shall pay the sum or sums therein provided for in respect of the disability or disabilities.

(4) If bodily injuries sustained in an accident occasioned under any of the circumstances set out in section 14 of this act result in any one of the disabilities mentioned in subsection (5) of this section within ninety days from the time of the accident, the department shall pay, irrespective of continuous total disability, the sum therein provided for in respect of the disability. The said period of ninety days may be extended by the department for a period not exceeding one year from the time of the accident if at the commencement of each period of thirty days after the expiration of the said ninety days a certificate is furnished from the attending physician that the insured is being treated for an injury that may eventually result in any of the disabilities mentioned in subsection (5) of this section.

(5) The department shall not be liable under this section for any disability enumerated herein except that such disability shall be a permanent disability, and in no case shall the department be liable for any disability or disabilities under this subsection for any sum in excess of thirty thousand dollars in the aggregate.

For the permanent partial disabilities herein specifically described, the injured insured shall receive compensation as follows:

LOSS BY AMPUTATION

Of leg above the knee joint with short thigh stump (3" or less below the tuberosity of ischium).....	\$18,000.00
Of leg at or above knee joint with functional stump.....	16,200.00
Of leg below knee joint.....	14,400.00
Of leg at ankle (Syme).....	12,600.00
Of foot at mid-metatarsals.....	6,300.00
Of great toe with resection of metatarsal bone..	3,700.00
Of great toe at metatarsophalangeal joint.....	2,268.00
Of great toe at interphalangeal joint.....	1,200.00
Of lesser toe (2nd to 5th) with resection of metatarsal bone.....	1,380.00
Of lesser toe at metatarsophalangeal joint.....	672.00
Of lesser toe at proximal interphalangeal joint..	498.00
Of lesser toe at distal interphalangeal joint...	126.00
Of arm at or above the deltoid insertion or by disarticulation at the shoulder.....	18,000.00
Of arm at any point from below the deltoid	

insertion to below the elbow joint at at the insertion of the biceps tendon....	17,100.00
Of arm at any point from below the elbow joint distal to the insertion of the biceps tendon to and including mid-metacarpal amputation of the hand.....	16,200.00
Of all fingers except the thumb at metacarpophalangeal joints.....	9,720.00
Of thumb at metacarpophalangeal joint or with resection of carpometacarpal bone.....	6,480.00
Of thumb at interphalangeal joint.....	3,240.00
Of index finger at metacarpophalangeal joint or with resection of metacarpal bone.....	4,050.00
Of index finger at proximal interphalangeal joint.....	3,240.00
Of index finger at distal interphalangeal joint.....	1,782.00
Of middle finger at metacarpophalangeal joint or with resection of metacarpal bone.....	3,240.00
Of middle finger at proximal interphalangeal joint.....	2,592.00
Of middle finger at distal interphalangeal joint.....	1,458.00
Of ring finger at metacarpophalangeal joint or with resection of metacarpal bone.....	1,620.00
Of ring finger at proximal interphalangeal joint.....	1,296.00
Of ring finger at distal interphalangeal joint..	810.00
Of little finger at metacarpophalangeal joint or with resection of metacarpal bone....	810.00
Of little finger at proximal interphalangeal joint.....	648.00
Of little finger at distal interphalangeal joint.....	324.00.

## MISCELLANEOUS

Loss of one eye by enucleation.....	7,200.00
Loss of central visual acuity in one eye.....	6,000.00
Complete loss of hearing in both ears.....	14,400.00
Complete loss of hearing in one ear.....	2,400.00

Compensation for amputation of a member of part thereof at a site other than those above specified, and for loss of central visual acuity and loss of hearing other than complete, shall be in proportion to that which such other amputation or partial loss of visual acuity or hearing most closely resembles and approximates. Compensation for any other permanent partial disability not involving amputation shall be in the proportion which the extent of such other disability, called unspecified disability, shall bear to that above specified, which most closely resembles and approximates in degree of disability such other disability; compensation for any other unspecified permanent partial disability shall be in an amount as measured and compared to total bodily impairment: PROVIDED, That in order to establish more certainty and uniformity in the rating of unspecified permanent partial disabilities, the department shall enact rules having the force of law classifying such disabilities in the proportion which the department shall determine such disabilities reasonably bear to total bodily impairment. In enacting such rules, the department shall give

consideration to, but need not necessarily adopt, any nationally recognized medical standards or guides for determining various bodily impairments. For purposes of calculating monetary benefits, the amount payable for total bodily impairment shall be deemed to be thirty thousand dollars: PROVIDED, That the total compensation for all unspecified permanent partial disabilities resulting from the same injury shall not exceed the sum of thirty thousand dollars.

Should an insured receive an injury to a member or part of his body already, from whatever cause, permanently partially disabled, resulting in the amputation thereof or in an aggravation or increase in such permanent partial disability but not resulting in the permanent total disability of such insured, his compensation for such partial disability shall be adjudged with regard to the previous disability of the injured member or part and the degree or extent of the aggravation or increase of disability thereof.

(6) If bodily injuries sustained in an accident occasioned under any of the circumstances set out in section 14 of this act do not immediately result in loss of life and within ninety days from the time of the accident result in loss of function of mind or body of an insured sufficiently extensive to render the insured permanently incapable of engaging in any occupation for wages or profit, the department shall pay to the insured the sum of thirty thousand dollars.

(7) Where an insured suffers one or more of the disabilities mentioned in subsection (5) of this section and the disability mentioned in subsection (6) of this section the department shall not be liable under subsections (5) and (6) to pay more than thirty thousand dollars in the aggregate in respect of those disabilities: PROVIDED, That subject to said limitation the payment of any sum under subsections (5) or (6) shall not of itself preclude payment by the department of any other benefits otherwise payable under this part: PROVIDED, FURTHER, That where death benefits become payable under section 17 of this act in respect of the death of an insured after the insured has suffered one of the disabilities mentioned in subsection (5) or (6) the amount of any payments made in respect of that disability shall be deducted from the amount of the death benefits, the sum payable under section 17 of this act being reduced accordingly.

NEW SECTION. Sec. 16. (1) In this section "bodily injuries" means bodily injuries sustained in any accident under any of the circumstances mentioned in section 14 of this act.

(2) If bodily injuries do within one hundred days from the time of the accident totally and continuously disable an insured, other than a housewife, who:

(a) At the time of the accident was; or

(b) For any six months out of the period of the twelve consecutive months immediately preceding the accident was actively engaged in an occupation or employment for wages or profit and if the bodily injuries render the insured entirely incapable of engaging for wages or profit in any occupation or employment for which the insured was suited prior to the accident having regard to

his skill and ability, the department shall pay to the insured for the period of his continuous disability a monthly amount equal to seventy percent of his average monthly income from such occupation or employment: PROVIDED, That payments under this section shall not be less than two hundred dollars per month or more than eight hundred dollars per month: PROVIDED, FURTHER, That "average monthly income" shall be determined by averaging the net income before federal taxes, of the insured for each month during the twelve consecutive months preceding the accident in which he was engaged in an occupation or employment for wages or profit; and "net income" for the purpose of this proviso shall not include any portion of an insured's income which was not derived from the employment or occupation which the insured is unable to pursue due to his disability: PROVIDED, FURTHER, That the amount specified in this subsection to be paid to a disabled insured shall be diminished by that amount of net income that said insured shall earn or which the department determines he should be earning but is not earning by reason of bad faith efforts on his part to rehabilitate himself, vocationally and physically, if such rehabilitation would enable him to become gainfully employed.

(3) If bodily injuries do within one hundred days from the time of the accident totally and continuously disable a housewife and render her entirely incapable of performing every household duty, the department shall pay an indemnity of two hundred dollars per month for the period of such continuous disability;

(4) If bodily injuries do within one hundred days from the time of the accident continuously disable an insured and the insured is pursuant to the instructions of a duly qualified medical practitioner confined to a hospital, bed, or wheelchair, the department shall, if the insured is not entitled to indemnity under subsection (2) or (3) of this section, pay an indemnity of one hundred dollars per week during the period of the confinement but in no event for more than fifty-two consecutive weeks.

(5) There shall be a period of seven days immediately following the commencement of the disability during which and in respect to which no indemnity shall be payable by the department under subsections (2), (3), or (4) of this section.

(7) By agreement with the insured, the department may, in any case where it deems proper and at any time or times, make or direct commutation or lump sum payments of indemnity payable under this section, or otherwise alter the form of payment as in the circumstances seems most likely to benefit an insured.

NEW SECTION. Sec. 17. (1) Subject to section 15 of this act, where an insured dies as the result of one of the perils mentioned in section 14 of this act, the department shall pay the sum of twenty thousand dollars to the primary dependent and one thousand dollars to each of the secondary dependents: PROVIDED, That if the aggregate claims of the secondary dependents exceed the sum of five thousand dollars, then the sum of five thousand dollars shall be equally divided among the secondary dependents.

(2) Notwithstanding subsection (1) of this section,

where more than one person is classed as a primary dependent, the total sum payable to such persons shall be calculated as though only one of them were a primary dependent and the remainder of that class were secondary dependents, but the total sum payable to all such persons shall be divided equally among them.

(3) Subject to section 15 of this act, where an insured dies as the result of one of the perils mentioned in section 14 of this act, and where no person is entitled to claim benefits under subsection (1) of this section, the department shall pay:

(a) The sum of ten thousand dollars equally divided among those persons being son or daughter over the age of eighteen years, parent, brother or sister of the insured, for whom the necessaries of life were, at the time of the accident from which the death results, wholly or partly provided by the insured by means of definite regular contributions;

(b) If the insured is under the age of eighteen years and no benefits are otherwise payable under this section in respect of the death of the insured, to the parent or parents with whom the insured usually lived, the sum of five thousand dollars to be divided equally between the surviving parents;

(c) If the insured is over the age of eighteen years and leaves surviving no wife or husband of a marriage subsisting at the time of his death and no benefits are otherwise payable under this section in respect of the death, the sum of one thousand dollars to be divided equally between his surviving parents.

NEW SECTION. Sec. 18. Any insured injured as a result of one of the perils mentioned in subsection 14 of this act shall, in respect of such injury, be entitled to medical benefits as follows:

(1) All necessary and proper medical and surgical treatment of every kind and nature which is reasonably necessary for the treatment of injuries sustained as a direct result of the accident: PROVIDED, That no illness, infirmity or other physical or mental defect not caused by or substantially contributed to by the accident shall be paid for by the department;

(2) All physical therapy reasonably necessary for proper recuperation and rehabilitation; and

(3) All braces, crutches, artificial limbs, eyeglasses, false teeth or other contrivances, which are reasonably necessary.

NEW SECTION. Sec. 19. The department shall not be liable to pay benefits under this part to any of the following persons or their dependents:

(1) Any nonresident;

(2) A person who, by reason of the loss for which benefits are claimed, is entitled to compensation under the provisions of the industrial accident insurance law set forth in Title 51 RCW where such compensation duplicates that provided for under this chapter. In such case, the benefits shall be paid under this chapter, but such amount as is payable shall be diminished by the amount of benefits to which the insured is entitled under Title 51 RCW.

(3) A person riding in or on one of the following:  
A vehicle or mechanical device used for aerial navigation;

a vehicle of an electric or steam railway running upon tracks or solely upon railway company property; a trolley bus; a fire engine; fire department apparatus; a road roller; street sprinkler; road building or road maintenance machinery; machinery used for construction of drainage works or water conservation projects; machinery used for excavation purposes; or tractors;

(4) A person who is driving, riding in or on or operating a vehicle that at the time of the accident is engaged in a race or speed test or game;

(5) A person who, while in the area that has been set aside for the use of spectators at or vehicles engaged in a race or speed test or game and is in collision with or struck by any such vehicle.

(6) A person who, at the time of the accident is in the service or employ of the government of the United States or the national guard and is driving or operating a vehicle owned by the United States government;

(7) A person who at the time of the motor vehicle accident was driving a motor vehicle without having a current driver's license or permit;

(8) A person who at the time of the motor vehicle accident was driving a motor vehicle under the influence of intoxicating liquor or drugs to such an extent as to render him incapable of properly controlling the vehicle.

#### PART V

NEW SECTION. Sec. 20. In this part "insured" means a person to whom insurance money is payable in the event of loss of or damage to a vehicle resulting from one of the perils mentioned in this section.

(1) Subject to the provisions of this chapter, a vehicle certificate of insurance, shall further insure the registered owner in the amounts hereinafter specified against direct and accidental loss of or damage to the vehicle designated therein, including its equipment, occurring in the United States or Canada, or upon a vessel plying between ports thereof, from any cause.

(2) Each accident causing loss or damage insured against under subsection (1) of this section shall give rise to a separate claim in respect of which the liability of the department shall be limited to the amount by which such loss or damage exceeds the sum fixed by regulation as the deductible amount applicable to vehicles of the class to which the vehicle of the claimant belongs, provided that the department shall not be liable under this section:

(a) For any amount in excess of the market retail value of the vehicle at the time the loss or damage occurs, and in no event for an amount exceeding what it would cost to repair or replace the vehicle or any part thereof with material of like kind and quality at a place designated by the department, due regard being had at all times to depreciation, however caused;

(b) For loss or damage:

(i) to any tire other than that caused by fire or theft or unless such loss or damage is coincidental with other loss or damage for which insurance is provided under this section;

(ii) to any fabric or pliable plastic sheet which is used as a roof for any motor vehicle, unless the loss or damage is coincidental with other loss or damage for which

insurance is provided under this section.

(iii) to rugs, robes, radios designed for both transmitting and receiving and their equipment, baggage, personal belongings, or sound recording equipment, including tape recorders, tape decks, tapes, or other related devices.

(c) For loss or damage caused by:

(i) theft of tools, chains or repair equipment unless the entire vehicle is stolen;

(ii) theft of the equipment of the vehicle unless the equipment is in or on the vehicle, or in the residence of the owner of the vehicle, at the time the loss or damage occurs;

(iii) theft by any person or persons in the household of which the owner of the vehicle is a member or by any employee of the owner of the vehicle engaged in the operation, maintenance or repair of the vehicle whether the theft occurs during the hours of such service or employment or not;

(iv) conversion, embezzlement, theft or secretion by a mortgagor, vendee or lessee or other person in lawful possession of the vehicle under a mortgage, conditional sale, lease or other similar written contract or agreement;

(v) the voluntary parting with title or ownership, whether or not such parting is induced by any fraudulent scheme, trick, device or false pretense; or

(d) For loss or damage caused by and confined to soiling of upholstery, wear and tear, scratching, freezing, mechanical fracture or breakdown of any part of the vehicle not resulting from accidental collision or upset, unless such loss or damage is the result of other loss insured against by this section.

NEW SECTION. Sec. 21. (1) The department shall not pay on any claim for property damage arising out of any of the circumstances mentioned in subsections (2) or (3) of this section.

(2) If the insured named in a vehicle certificate of insurance uses or drives the vehicle designated therein:

(a) While under the influence of intoxicating liquor or drugs to such an extent as to be for the time being incapable of the proper control of the vehicle; or

(b) While he is not qualified or authorized by law to drive or operate the subject motor vehicle; or

(c) In any race or speed contest or test; or

(d) While a trailer or semitrailer is attached which, being required to be licensed under Title 46 RCW, is not so licensed; or

(e) Either during the period from sunset to one hour before sunrise or at any other time when fog or other atmospheric conditions make lighting equipment necessary and the vehicle is not equipped as required by chapter 46.37 RCW; or

(f) For any purpose for which it has not been licensed in accordance with Title 46 RCW and regulations thereunder.

(3) The insured named in a vehicle certificate of insurance permits, suffers or allows the use of the vehicle designated therein:

(a) By any person under the influence of intoxicating liquor or drugs to such an extent as to be for

the time being incapable of the proper control of the vehicle; or

(b) By any person who is not qualified and authorized by law to drive or operate the motor vehicle; or

(c) In any race or speed test; or

(d) When attached thereto is a trailer or semitrailer which is required to be licensed and which is not licensed; or

(e) Either during the period from sunset to one hour before sunrise or at any other time when fog or other atmospheric conditions make lighting equipment necessary when the vehicle is not equipped as required by chapter 46.37 RCW; or

(f) For any purpose for which it has not been licensed in accordance with Title 46 RCW and regulations thereunder.

NEW SECTION. Sec. 22. The department shall not be liable for loss or damage which is caused directly or indirectly by bombardment, invasion, civil war, insurrection, rebellion, revolution, military or usurped power, or by operations of armed forces while engaged in hostilities, whether or not war has been declared, or by civil commotion arising from any of the foregoing.

NEW SECTION. Sec. 23. (1) The department shall evaluate the amount of any loss or damage to a vehicle but may, instead of making payment on the basis of such evaluation, elect to have the property lost or damaged repaired, replaced or rebuilt at such place as the department may designate, provided that:

(2) If any part of the vehicle is out of stock, the liability of the department in respect thereof shall be limited to the value of such part at the time of loss or damage not exceeding the maker's last list price;

(3) There can be no abandonment of the vehicle to the department without its consent;

(4) Where any vehicle or part thereof has been repaired, replaced, or rebuilt, by or under the direction of the department, or where any vehicle has been abandoned to the department, the salvage, if any, shall belong absolutely to it.

(5) The department shall be permitted at all reasonable times to inspect the vehicle designated in an owner's certificate and its equipment.

#### PART VI.

NEW SECTION. Sec. 24. The provisions of this part apply only to liability insurance for bodily injury and property damage or loss. The purpose of this part is to provide insurance to cover risks not otherwise covered under this chapter, which risks stem from motor vehicle accidents and:

(1) Which result in property damage not insured or fully insured under Part 5; or

(2) Which occur in another state or in Canada; or

(3) Which result in a nonresident suing or seeking damages against a resident of the state of Washington.

NEW SECTION. Sec. 25. In this part, "insured" means a person having the insurance protection provided under this part for any of the perils mentioned in section 26 of this act.

NEW SECTION. Sec. 26. The vehicle certificate of

insurance shall contain a liability insurance feature which shall insure the person named therein and every other person who, with his consent, drives the vehicle, against liability for damages resulting from a motor vehicle accident and from the use of operation of the vehicle within the United States and Canada: PROVIDED, That the department shall not be liable under this part:

(1) For loss or damage resulting from bodily injury to or death of any person insured under this certificate.

(2) For loss or damage caused by a person, not the owner of the vehicle, who at the material time is engaged in the business of selling, repairing, servicing, storing or parking motor vehicles.

(3) For loss or damage to property carried in or upon insured's vehicle.

(4) For loss or damage in excess of the limits prescribed in section 27 of this act.

NEW SECTION. Sec. 27. The minimum coverage of liability insurance under this chapter shall be as follows:

(1) For motor vehicle damages, one hundred dollars deductible and five thousand dollars.

(2) For personal injury and property damage, thirty-five thousand dollars for each person injured but not more than fifty thousand dollars for each motor vehicle accident.

(3) Five thousand dollars for medical costs for each person injured.

(4) The department shall make available, at an increased premium, other plans containing higher levels of liability insurance coverage.

NEW SECTION. Sec. 28. The department shall have the obligation of defending an insured in any civil action resulting from a motor vehicle accident where any part of the damages claimed is within the limits of the insured's liability coverage. In addition, this department shall pay all expert witness fees and other costs of this civil action which the insured would otherwise be obligated to pay: PROVIDED, That the department shall not, however, pay the costs of any appeal taken without its consent.

NEW SECTION. Sec. 29. (1) In the event of any claim or possible claim, resulting from an automobile accident, which might be covered under the insurance provided in this part, the person insured in respect of such claim shall:

(a) Promptly give the department written notice, on a form prescribed by the department, of all information known by him regarding the accident.

(b) Verify by affidavit, if required by the department, that the claim arises out of the operation or use of a vehicle designated in the certificate of liability insurance and that the person operating or responsible for the operation of the vehicle at the time of the accident is a person insured by such certificate; and

(c) Forward immediately to the department every writ, letter, document or other matter received by him from or on behalf of the claimant.

(2) Subject to subsection (3) of this section, the person insured under the vehicle certificate of insurance shall not voluntarily assume any liability or settle any claim except at his own cost. The person so insured shall

not unreasonably interfere in any negotiations for settlement or in any legal proceedings, but whenever requested by this department shall aid in securing information and evidence and the attendance of any witness, and shall cooperate with the department in the defense of any action or proceeding or in the prosecution of any appeal.

(3) The department may, without the consent of the insured, settle any claim when the settlement is within the limits of the insurance coverage.

(4) Insurance coverage under this part shall be conditioned on the insured cooperating with the department in every respect regarding any claim or possible claim.

PART VII.

NEW SECTION. Sec. 30. (1) The department shall adopt rules and regulations establishing reasonable requirements with which an insured must comply in order for the insured to present satisfactory proof of a claim or proof of a loss under this chapter.

(2) In the absence of an insured furnishing satisfactory proof of a claim or of a loss, the department may still pay to the insured, in any appropriate case, a reasonable amount necessary to assure that the claim or loss is not increased. In the event it is later determined that the insured does not have insurance coverage for such claim or loss, then the insured shall forthwith reimburse the department for any amount paid by it under this section.

NEW SECTION. Sec. 31. It is the intent of this chapter to vest in the department broad powers to make and adopt whatever rules and regulations are necessary and proper in order to clarify and supplement the provisions of this chapter and in order to fairly and adequately implement this chapter.

NEW SECTION. Sec. 32. Except as provided otherwise in section 35 of this act, the administration of this chapter shall be in conformity to the provisions of the Administrative Procedure Act, chapter 34.04 RCW, as now or hereafter amended.

NEW SECTION. Sec. 33. The department shall have the power to: (1) Make whatever investigation might be necessary and proper in order to carry out the provisions of this chapter and in order to determine whether any provisions of this chapter, or rules and regulations adopted thereto, have been violated;

(2) Make investigations to determine whether insurance money should be paid in respect of any claim or loss;

(3) Subpoena witnesses in order to compel their attendance or require them to produce any books, papers, correspondence, agreements or other documents or records deemed to be relevant or material to any investigation or hearing conducted by the department under the provisions of this chapter.

NEW SECTION. Sec. 34. Any person feeling aggrieved by any adverse action of the department shall have a right to a departmental hearing on said action, if he demands a hearing and if the action concerns and affects him in particular, and if it concerns:

(1) His application for insurance; or

(2) His status as an insured; or

(3) Any claim by him for insurance money.

NEW SECTION. Sec. 35. (1) The department shall employ hearing examiners to conduct hearings demanded under section 34 of this act. It shall also adopt procedures providing for the departmental review of an examiner's decision, if a review is demanded, and shall preserve a complete record for each hearing and review, which record shall contain all pleadings, exhibits, findings, orders, testimony, and arguments.

(2) Any party who has an adverse final departmental review of an examiners' decision shall have the right to a de novo judicial review in the superior court, which review shall be limited to those issues of law or fact found in the record preserved by the department. The court shall not review evidence or testimony other than, or in addition to, that preserved in the record: PROVIDED, That where the record is irregular then additional evidence or testimony may be presented or taken in the superior court. In such judicial review the decisions of the department shall be prima facie correct and the burden of proof shall be on the party opposing the same. If the court shall determine that the department has acted within its power and has correctly construed the law and found the facts, then it shall confirm the department's decision. If the court shall determine that the department has not acted within its power or has incorrectly construed the law or incorrectly found the facts, then the department's decision shall be reversed or modified. In case of a reversal or modification the court shall refer the case to the department with an order directing it to proceed in accordance with the findings of the court. In any judicial review by the superior court under this section, either party shall be entitled to a trial by jury upon demand, and the jury's verdict shall have the same force and effect as in actions at law. Where the court submits a case to the jury, the court shall by instruction advise the jury of the exact findings of the department on each material issue before the court.

NEW SECTION. Sec. 36. Any applicant for insurance who knowingly misrepresents any material fact in his application for insurance shall, if such misrepresentation causes or would cause him to be placed in a lower risk class than that to which he rightfully belongs, owe an insurance premium, in addition to the premium already paid, equal to one and one-half times the amount of the premium assigned to the class to which he rightfully belongs.

NEW SECTION. Sec. 37. The department shall each year file a report with the governor and the legislative council, which report shall show the financial posture of the state insurance fund and how the finances of the fund have changed over the previous year. The department shall use in its report such accounting terms customarily used in the insurance industry.

NEW SECTION. Sec. 38. There is added to chapter 169, Laws of 1963 and chapter 46.29 RCW a new section to read as follows:

A current certificate of insurance issued pursuant to the provisions of chapter ... (Senate Bill ...), Laws of 1972 1st. ex. sess. shall constitute sufficient proof of

financial responsibility under this chapter.

NEW SECTION. Sec. 39. This act shall be effective beginning on July 1, 1973: PROVIDED, That prior to July 1, 1973, the department may adopt any rules or regulations required to implement this act and may make such organizational changes of the department as might be necessary to implement this act. In order to provide for uniform coverage of insurance under this chapter, the department shall when necessary, by regulation provide for the procurement of certificates of insurance under this chapter prior to the time wherein any vehicle or driver's license or permit would otherwise be renewable.

NEW SECTION. Sec. 40. There is appropriated from the general fund to the insurance fund the sum of five million dollars or so much thereof as is necessary for the purpose of initiating this act. All of the money appropriated under this section shall be repaid by the department by July 1, 1980.

NEW SECTION. Sec. 41. The department shall not be deemed an insurer under any provision of Title 48 RCW and shall not be subject to any provision of Title 48 RCW.

NEW SECTION. Sec. 42. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 43. This act shall constitute a new chapter in Title 46 RCW."

Mr. Bottiger spoke in favor of the amendment.

Mr. Wolf demanded an electric roll call and the demand was sustained.

Mr. Shera spoke against adoption of the amendment by Mr. Bottiger.

#### POINT OF INQUIRY

Mr. Bottiger yielded to question by Mr. Smythe.

Mr. Smythe: "Mr. Bottiger, I found your plan rather fascinating. I started reading the literature you gave us explaining the plan. On page one, at the bottom, you are quoting Forbes Magazine when you say that American motorists spend \$6 billion a year on insurance for bodily injury--very little of which, unfortunately, is ever received by the victims. Yet the victims in motor vehicle accidents receive only \$2.8 billion from the insurance companies for the injuries they sustain. What then happens to the \$3.2 billion of insurance premiums? Question: Does the \$2.8 billion that the victims allegedly receive here include the attorneys' fees, or is that a net, or gross or what?"

Mr. Bottiger: "Mr. Smythe, I presume that the \$2.8 billion would include some attorneys' fees for those cases where the people, after talking to the adjuster, were convinced they should seek professional help."

Mr. Smythe spoke against adoption of the amendment, and Mr. Bottiger spoke again in favor of it.

Mr. Litchman spoke against adoption of the amendment by Mr. Bottiger to House Bill No. 53.

POINT OF ORDER

Mr. Conway: "Mr. Speaker, I think Mr. Litchman is a little off of the amendment that is before us."

The Speaker: "Your point is well taken."

Mr. Kraabel spoke against adoption of the amendment.

ROLL CALL

The Clerk called the roll on the amendment by Mr. Bottiger to strike everything after the enacting clause and insert new language to House Bill No. 53, and the amendment was not adopted by the following vote: Yeas, 17; nays, 74; not voting, 8.

Voting yea: Representatives Bottiger, Brouillet, Charnley, Conner, Grant, Hubbard, Johnson, Knowles, Lysen, Maxie, Randall, Rosellini, Savage, Sawyer, Shinpoch, Williams, Wojahn.

Voting nay: Representatives Adams, Amen, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bradley, Brown, Ceccarelli, Charette, Chatalas, Conway, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Haussler, Hoggins, Hurley, Jastad, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Kopet, Kraabel, Litchman, Luders, Marsh, Martinis, Marzano, McCormick, McDermott, Mentor, Merrill, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Polk, Rabel, Richardson, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Anderson, Bozarth, Copeland, Hatfield, Kuehnle, May, Moon, Perry.

House Bill No. 53 was ordered engrossed.

Mr. Wolf moved that the rules be suspended, the second reading considered the third, and Engrossed House Bill No. 53 be placed on final passage.

Mr. Wolf demanded an electric roll call and the demand was sustained.

ROLL CALL

The Clerk called the roll on the motion by Mr. Wolf to suspend the rules and advance Engrossed House Bill No. 53 to third reading and final passage and the motion was carried by the following vote: Yeas, 75; nays, 20; not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson,

Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bradley, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Haussler, Hoggins, Hubbard, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Kopet, Kraabel, Luders, Marsh, McCormick, McDermott, Mentor, Merrill, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Richardson, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Bottiger, Brouillet, Grant, Hurley, Knowles, Litchman, Lysen, Martinis, Marzano, Maxie, May, O'Brien, Perry, Randall, Rosellini, Savage, Sawyer, Shinpoch, Williams, Wojahn.

Not voting: Representatives Bozarth, Hatfield, Kuehnle, Moon.

Mr. Eikenberry spoke in favor of passage of the bill, and Mr. Litchman spoke against it.

Mr. Newhouse demanded the previous question and the demand was sustained.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 53, and the bill passed the House by the following vote: Yeas, 73; nays, 25; not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, Luders, Martinis, May, Mentor, Merrill, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Randall, Richardson, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Thompson, Van Dyk, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Bottiger, Bradley, Brouillet, Conner, Douthwaite, Grant, Hurley, King, Knowles, Litchman, Lysen, Marsh, Marzano, Maxie, McCormick, McDermott, O'Brien, Perry, Rosellini, Savage, Sawyer, Shinpoch, Wanamaker, Williams, Wojahn.

Not voting: Representative Moon.

Engrossed House Bill No. 53, 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.

#### MOTIONS

On motion of Mr. Morrison, Engrossed House Bill No. 53 was ordered transmitted immediately to the Senate.

On motion of Mr. Morrison, the House reverted to the sixth order of business.

RESOLUTIONS

HOUSE RESOLUTION NO. 72-18 by Representatives Douthwaite, Gilleland, Jones, Perry and Kraabel:

WHEREAS, The peak hour traffic congestion in our urban areas has become intolerable; and

WHEREAS, The social, economic and environmental cost of building arterials to meet peak hour needs is overwhelming; and

WHEREAS, The low ratio of passengers carried to passenger capacity of automobiles results in grossly inefficient use of arterial facilities; and

WHEREAS, Other states are successfully encouraging car pools through the use of special lanes; and

WHEREAS, The Department of Highways, in cooperation with certain local governments, is conducting studies on the feasibility of the use of car pools, metering devices and other methods to alleviate traffic congestion;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Department of Highways be directed to report its findings and recommendations in current studies to alleviate peak hour traffic congestion in urban areas to the Legislative Transportation Committee prior to October, 1972.

BE IT FURTHER RESOLVED, That the Legislative Transportation Committee be directed to review the recommendations of the Department of Highways' studies together with such other studies that may be available, and to report its findings and recommendations, including needed legislation, to the 1973 Regular Legislative Session.

On motion of Mr. Douthwaite, the resolution was adopted.

HOUSE RESOLUTION NO. 72-19 by Representatives Haussler and Brouillet:

WHEREAS, Current school organization laws do not provide for assignment of administrating county agencies or intermediate school districts if parts of three or more counties are involved; and

WHEREAS, Current laws in RCW 28A.58,250 arbitrarily assign joint school districts involving two counties to the county with the school district with the largest enrollment without evaluation of the nonhigh school districts served by such joint school district; and

WHEREAS, Decisions regarding the assignment of a joint school district should be made on the basis of the needs of such school district, the availability of intermediate school district services, the geographic location of the district and servicing agencies, and the school district's relationship to contiguous school districts;

NOW, ,THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Joint Committee on Education examine current laws regarding joint school districts and

prepare such recommendations as deemed necessary for submittal to the 1973 Legislature; and

BE IT FURTHER RESOLVED, That a copy of this Resolution be transmitted to the Executive Secretary of the Joint Committee on Education.

On motion of Mr. Haussler, the resolution was adopted.

#### MOTION FOR RECONSIDERATION

Mr. Morrison, having given notice on the preceding day, moved that the House do now reconsider the vote by which ENGROSSED HOUSE BILL NO. 189 failed to pass the House.

Mrs. North spoke in favor of the motion.

The motion was carried.

#### RECONSIDERATION

HOUSE BILL NO. 189, by Representatives North, Thompson, Cunningham, Smith, Bluechel, Ross, Zimmerman and Brouillet (by Executive request):

Providing for state park and recreation bonds.

The Speaker stated the question before the House to be final passage of Engrossed House Bill No. 189.

Mr. Pardini demanded an oral roll call and the demand was sustained.

Mr. Ceccarelli spoke in favor of passage of the bill.

Mr. McDermott demanded a Call of the House and the demand was not sustained.

#### ROLL CALL

The Clerk called the roll on the reconsideration of final passage of Engrossed House Bill No. 189, and the bill passed the House by the following vote: Yeas, 55; nays, 42; not voting, 2.

Voting yea: Representatives Adams, Anderson, Blair, Bledsoe, Bluechel, Brouillet, Brown, Ceccarelli, Charette, Charnley, Conner, Conway, Copeland, Cunningham, Curtis, Douthwaite, Farr, Gilleland, Goldsworthy, Hansey, Haussler, Hoggins, Jastad, Johnson, Jones, Julin, Kilbury, King, Kirk, Kiskaddon, Kopet, Kraabel, Litchman, Luders, Marsh, McDermott, Mentor, North, O'Brien, Pardini, Perry, Rabel, Randall, Rosellini, Ross, Savage, Shera, Smith, Smythe, Thompson, Wanamaker, Williams, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Amen, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Bottiger, Bozarth, Bradley, Chatalas, Costanti, Eikenberry, Flanagan, Gallagher, Garrett, Gladder, Grant, Hatfield,

Hubbard, Hurley, Jueling, Knowles, Kuehne, Lysen, Martinis, Marzano, Maxie, May, McCormick, Merrill, Morrison, Newhouse, Paris, Polk, Richardson, Schumaker, Shinpoch, Spanton, Van Dyk, Wojahn.

Not voting: Representatives Moon, Sawyer.

Engrossed House Bill No. 189, 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 FOR RECONSIDERATION

Mr. Morrison, having given notice on the preceding day, moved that the House do now reconsider the vote by which Engrossed Substitute House Bill No. 188 failed to pass the House.

Representatives Perry and Morrison spoke in favor of the motion.

The motion was carried.

#### RECONSIDERATION

ENGROSSED SUBSTITUTE HOUSE BILL NO. 188, by Committee on State Government (Originally sponsored by: Representatives Rabel, Pardini, Hoggins, Charnley, Douthwaite, Bluechel, Smythe, Gilleland, Jones and Kiskaddon--by Executive request):

Providing for public transportation bonds.

The Speaker stated the question before the House to be final passage of Engrossed Substitute House Bill No. 188.

#### MOTIONS

On motion of Mr. Bledsoe, the House deferred reconsideration of Engrossed Substitute House Bill No. 188, and the bill was ordered placed on tomorrow's third reading calendar.

On motion of Mr. Bledsoe, the House reverted to the seventh order of business.

#### REPORTS OF STANDING COMMITTEES

February 1, 1972

HOUSE BILL NO. 313, Prime Sponsor: Representative Goldsworthy, relating to appropriations, reported by Committee on Appropriations.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass. Signed by Representatives Goldsworthy, Chairman, Kopet, Vice Chairman, Barden, Brouillet, Charette, Chatalas, Copeland, Costanti, Curtis, Farr, Hoggins, Kirk, Luders,

Mentor, Merrill, North, Paris, Polk, Rosellini, Smith, Thompson, Van Dyk, Wojahn, Wolf, Zimmerman.

To Committee on Rules and Administration for second reading.

February 1, 1972

HOUSE BILL NO. 340, Prime Sponsor: Representative Kraabel, crediting use of tax revenues for research and planning of mass transit systems and altering source of local revenues to be used as a base for matching of motor vehicle excise funds, reported by Committee on Transportation.

MAJORITY recommendation: Do pass. Signed by Representatives Berentson, Chairman, Wanamaker, Vice Chairman, Adams, Beck, Blair, Bradley, Charnley, Cunningham, Douthwaite, Gallagher, Garrett, Gilleland, Hansey, Hubbard, Jones, Kraabel, Martinis, Perry.

To Committee on Rules and Administration for second reading.

February 1, 1972

HOUSE BILL NO. 410, Prime Sponsor: Representative Randall, providing for municipal facilities bond guarantees for construction of facilities relating to pollution control, reported by Committee on Appropriations.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass. Signed by Representatives Goldsworthy, Chairman, Kopet, Vice Chairman, Backstrom, Chatalas, Costanti, Curtis, Juelling, Kirk, Luders, Marsh, McDermott, Mentor, Merrill, Polk, Rosellini, Ross, Shinpoch, Thompson, Wojahn, Wolf.

To Committee on Rules and Administration for second reading.

#### PARLIAMENTARY INQUIRY

Mr. Randall: "I was hesitating, waiting for the motion to accept these reports of standing committees as read (as we have before on motion by Mr. Morrison). I wanted to catch House Bill No. 410 on the fly, and move that it be placed on the bottom of today's second reading calendar."

The Speaker: "I am afraid it has gone to Rules Committee. These reports of standing committees were not on the agenda. Therefore, they were read separately, as regular committee reports, Mr. Randall."

#### SECOND READING

HOUSE BILL NO. 252, by Representatives Johnson, Bledsoe, Kilbury and Benitz:

Expanding membership of the Washington horse racing commission.

The bill was read the second time.

Mr. Chatalas moved adoption of the following amendment:

On page 1, section 1, line 21 after "Washington" strike everything to "standing" on line 25 and substitute the following: "Three commissioners shall be breeders of thoroughbred and/or standard bred horses and they shall be of at least one year's standing. One member shall be a breeder of quarterhorses and he shall be of at least one year's standing. Another member shall be a breeder of Apalooosa horses and he shall be of at least one year's standing."

Mr. Chatalas spoke in favor of adoption of the amendment, and Mrs. Johnson spoke against it.

The amendment by Mr. Chatalas was not adopted.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 252 was placed on final passage.

Representatives Johnson and Polk spoke in favor of passage of the bill, and Representative Hatfield spoke against it.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 252, and the bill passed the House by the following vote: Yeas, 81; nays, 14; not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Goldsworthy, Hansey, Haussler, Hoggins, Hubbard, Jastad, Johnson, Jones, Kilbury, King, Kirk, Kiskaddon, Kopet, Kraabel, Litchman, Luders, Lysen, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Morrison, North, O'Brien, Pardini, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Savage, Sawyer, Schumaker, Shera, Shinpoch, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman.

Voting nay: Representatives Chatalas, Conner, Gladder, Grant, Hatfield, Hurley, Juelling, Knowles, Kuehnle, Marsh, Paris, Ross, Smith, Mr. Speaker.

Not voting: Representatives Julin, Moon, Newhouse, Smythe.

House Bill No. 252, 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.

HOUSE BILL NO. 417, by Representatives Kuehnle, Chatalas, Copeland, Litchman, Morrison, Sawyer and Wolf:

Implementing provisions of the franchise investment protection act.

On motion of Mr. Curtis, Substitute House Bill No. 417 was substituted for House Bill No. 417, and the substitute bill was placed on the calendar for second reading.

On motion of Mr. Curtis, the following amendments were adopted:

On page 2, line 18 after "card" and before the semicolon insert "or any transaction relating to a bank credit card plan"

On page 2, following line 23 insert a new subsection to read as follows:

"(5) 'Bank credit card plan' means a credit card plan in which the issuer of credit cards as defined by RCW 9.26A.010(1) is a national bank, state bank, trust company or any other banking institution subject to the supervision of the supervisor of banking of this state or any parent or subsidiary of such bank."

Renumber the remaining subsections consecutively.

On motion of Mr. Kuehnle, the following amendment by Representatives Kuehnle and Curtis was adopted:

On page 10, after line 8 and before section 3, insert the following paragraph:

"Any franchisor or subfranchisor who claims an exemption under subsection 4(a) and 4(b)(i) of this section shall file with the director a statement giving notice of such claim and setting forth the name and address of franchisor or subfranchisor and the name under which the franchisor or subfranchisor is doing or intends to do business."

Substitute House Bill No. 417 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Substitute House Bill No. 417 was placed on final passage.

Mr. Kuehnle spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 417, and the bill passed the House by the following vote: Yeas, 93; nays, 5; not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Haussler, Hoggins,

Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Blair, Charnley, Curtis, Grant, Shinpoch.

Not voting: Representative Moon.

Engrossed Substitute House Bill No. 417, 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.

HOUSE BILL NO. 515, by Representatives Hubbard and Grant:

Including certain school employees within public employees' collective bargaining act.

On motion of Mr. Hubbard, Substitute House Bill No. 515 was substituted for House Bill No. 515, and the substitute bill was placed on the calendar for second reading.

MOTION

Mr. Cunningham moved that Substitute House Bill No. 515 be rereferred to the Committee on Rules and Administration.

Representatives Cunningham and Brouillet spoke in favor of the motion, and Representatives Hubbard, Wolf, Smythe and Charette spoke against it.

MOTION

Mr. Wolf moved that Mr. Charette's remarks be entered in the Journal.

The motion was carried.

Following are Mr. Charette's remarks:

Mr. Charette: "Mr. Speaker, ladies and gentlemen of the House: Speaking against this motion, and in the words of my good friend from Port Orchard, 'I'm confused.' I have a letter here that was sent to all of the superintendents in my legislative district (and, I assume, sent all over the state) which has caused me to be confused. It also lets me know why I've been receiving these telephone calls that Representative Brouillet was talking about. This letter says:

"Hi Neighbor....

"Attached shows you the language I was able to get the Education Committee in House of Representatives to adopt on HB-4. "DO PASS" report also shows the signatures

of those who supported the passage (NOTE - Brouillet, Hoggins, Charette, Costanti, McDermott, Savage signatures missing. Had to run over them to get bill into Rules.)

"Understand you all support HB-515 but did want you to know that with your help we do have HB-4 in Rules. Also better call the legislators from your district and again ask for their support on HB-515 (or HB-4).

Always,  
/s/ HAL"

#### PERSONAL PRIVILEGE

Mr. Charette: "I was not going to have my remarks entered in the Journal on a point of personal privilege, but as long as they are there, I want the rest said. I think we have come down here to legislate, and I don't want anybody suggesting to any superintendent of schools in my district that they are going to run over me. Now if Mr. Wolf means 'physically,' he's big enough to do that--but not in a committee. Not when I have the 'do pass' on House Bill No. 515 which I signed out of the Labor Committee. Mr. Wolf wasn't over there, working for that bill. Mr. Wolf is obviously running for something else. I consider this personal to me, and I would hope that Mr. Hoggins, Mr. Costanti, Mr. McDermott and Mr. Savage would consider it personal to them. Now, even physically, he couldn't run over all of us, because a couple of those guys are pretty hefty. I resent the fact that our postage is being used here for someone running for a statewide office, and I think it should be called to the people's attention. We come out here, and we send this 'trash' as I called it, out to people within the districts, and then expect them to call, which is nothing more than misleading, because the gentleman who said he supported the bill (Hal baby, or Mr. Wolf, however you want to put it) has now suggested on the floor of this House that he is going to offer amendments. He wants to clean it up a little bit. Well I know that House Bill No. 515 is not acceptable to the Washington Education Association. I am sorry that it is not. I have considered the bill, and I have decided to vote for it. I know that there is no 'maybe' button here. Let's not put this back into Rules. Let's find out how people who are talking on two sides of the fence vote when they have to jump down on one side or the other."

Representatives Bledsoe, Hoggins, King, Conway and Anderson spoke in favor of the motion by Mr. Cunningham, and Representatives Flanagan and Kuehnle spoke against it.

The motion by Mr. Cunningham to rerefer Substitute House Bill No. 515 to the Committee on Rules and Administration was carried on a rising vote.

Mr. Wolf replied to Mr. Charette's remarks.

#### STATEMENT FOR THE JOURNAL

Thurston County is included in Intermediate School District No. 113. I don't know if the rest of you have been invited to participate in intermediate school district

discussions, but I have for the last two or three times. Representative Jastad, Representative Smith--all of the guys from our intermediate district were invited. At that meeting we each made a presentation. One of their outstanding desires from the administrators and the school directors was that something be done in the area of negotiating with principals. And so I asked how many were interested in this situation, and they gave me names and addresses only. Only in Intermediate School District 113. For that reason, I would like to straighten out Representative Charette's remarks only to that point, because I believe very definitely in House Bill No. 4. It was only mailed in the intermediate school district which includes Grays Harbor.

HAL WOLF, 22nd District.

HOUSE BILL NO. 103, by Representatives Wolf, Morrison, Bledsoe, Pardini, Curtis, Copeland, North, Newhouse, Amen, Barden, Benitz, Berentson, Blair, Bluechel, Conway, Costanti, Cunningham, Eikenberry, Farr, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Hoggins, Hubbard, Jones, Juelling, Julin, Kirk, Kopet, Kraabel, Kuehne, Mentor, Polk, Rabel, Richardson, Schumaker, Shera, Smith, Smythe, Spanton and Wanamaker:

Permitting private insurance companies to write workmen's compensation coverage in competition with the state monopoly coverage; requiring benefit and pension levels, safety standards, rules for procedure, to be the same as those set for state fund; and changing the method for collection per day contribution for prior pensions.

The bill was read the second time.

Mr. Wolf moved that the rules be suspended, the second reading considered the third, and House Bill No. 103 be placed on final passage.

Mr. Pardini demanded an electric roll call and the demand was sustained.

Mr. Wolf spoke in favor of the motion, and Mr. Grant spoke against it.

#### ROLL CALL

The Clerk called the roll on the motion to advance House Bill No. 103 to third reading and final passage, and the motion was lost by the following vote: Yeas, 47; nays, 51; not voting, 1.

Voting yea: Representatives Amen, Benitz, Berentson, Blair, Bledsoe, Bluechel, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Hoggins, Hubbard, Jones, Juelling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehne, Mentor, Morrison, Newhouse, North, Pardini, Polk, Rabel, Richardson, Ross, Schumaker, Shera,

Smith, Smythe, Spanton, Wanamaker, Wolf, Mr. Speaker.

Voting nay: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Douthwaite, Gallagher, Grant, Haussler, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, O'Brien, Paris, Perry, Randall, Rosellini, Savage, Sawyer, Shinpoch, Thompson, Van Dyk, Williams, Wojahn, Zimmerman.

Not voting: Representative Moon.

#### STATEMENT FOR THE JOURNAL

My vote was incorrectly recorded on Representative Wolf's motion to suspend the rules and advance House Bill No. 103 to final passage. I wish to be recorded as voting "yes."

PAUL BARDEN, 30th District.

HOUSE BILL NO. 277, by Representatives Hubbard, Grant, Newhouse, Morrison, King, Perry, Chatalas, Charette, Rosellini, Sawyer, Merrill, O'Brien and Litchman (by Department of Labor and Industries request):

Removing employment class distinctions, and providing for assessment of delinquent employer payments, and making procedural changes in the industrial insurance act.

Committee on Labor and Employment Security recommendation: Majority, do pass as amended. (For amendment see Journal for twentieth day, January 29, 1972.)

The bill was read the second time.

On motion of Mr. Hubbard, the committee amendment was adopted.

House Bill No. 277 was ordered engrossed.

On motion of Mr. Newhouse, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 277 was placed on final passage.

Representatives Hubbard and Grant spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 277, and the bill passed the House by the following vote: Yeas, 96; nays, 1; not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield,

Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, May, McCormick, McDermott, Mentor, Merrill, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representative Grant.

Not voting: Representatives Maxie, Moon.

Engrossed House Bill No. 277, 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.

HOUSE BILL NO. 341, by Representatives Perry, Paris, Hurley, Farr, Ceccarelli, Hoggins, Kraabel and Litchman (by Joint Committee on Legislative Ethics request):

Regulating lobbyists.

On motion of Mr. Bluechel, Substitute House Bill No. 341 was substituted for House Bill No. 341, and the substitute bill was placed on the calendar for second reading.

Mr. Curtis moved adoption of the following amendment by Representatives Curtis, Hatfield and Garrett:

On page 2, section 1, line 3 after "other" insert "elected or appointed"

Representatives Curtis and Hatfield spoke in favor of the amendment, and Representatives Bluechel, Bottiger and Cunningham spoke against it.

#### PARLIAMENTARY INQUIRY

Mrs. Hurley: "Point of inquiry, please. Are we considering both amendments (because both have been discussed)? Or are we considering Mr. Curtis' amendment that relates to assistant attorneys general?"

The Speaker: "We are just considering Mr. Curtis' first amendment."

Mr. Bledsoe demanded an electric roll call and the demand was sustained.

Mr. Paris spoke against adoption of the amendment, and Mr. Curtis closed debate, speaking in favor of the amendment.

#### ROLL CALL

The Clerk called the roll on the adoption of the amendment by Representatives Curtis, Hatfield and Garrett to Substitute House Bill No. 341, and the amendment was

adopted by the following vote: Yeas, 51; nays, 44; not voting, 4.

Voting yea: Representatives Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Bradley, Brown, Ceccarelli, Chatalas, Conner, Conway, Copeland, Costanti, Curtis, Eikenberry, Farr, Garrett, Gilleland, Gladder, Grant, Hansey, Hatfield, Hubbard, Jastad, Juelling, Kopet, Kuehle, Litchman, Lysen, Marsh, Martinis, Marzano, Maxie, May, Mentor, North, O'Brien, Pardini, Polk, Richardson, Rosellini, Ross, Schumaker, Shera, Smith, Spanton, Thompson, Van Dyk, Wolf.

Voting nay: Representatives Adams, Amen, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Brouillet, Charette, Charnley, Cunningham, Douthwaite, Flanagan, Gallagher, Goldsworthy, Haussler, Hoggins, Hurley, Johnson, Jones, Julin, Kilbury, Kirk, Kiskaddon, Knowles, Kraabel, Luders, McCormick, McDermott, Merrill, Newhouse, Paris, Perry, Rabel, Randall, Savage, Sawyer, Shinpoch, Smythe, Wanamaker, Williams, Wojahn, Zimmerman, Mr. Speaker.

Not voting: Representatives Anderson, King, Moon, Morrison.

On motion of Mr. Curtis, the following amendment was adopted:

On page 2, section 1, line 12 after "duties by" strike "assistant attorneys general or"

On motion of Mr. Bluechel, the following amendment by Representatives Paris, Bluechel and Hurley was adopted:

On page 3, section 2 beginning with "section" on line 26, strike all language down through "and (c)" on line 27 and insert "subsections (1) (a) through (1) (d) of section 7"

On motion of Mr. Curtis, the following amendment by Representatives Curtis, Hatfield and Garrett was adopted:

On page 5, section 3, line 24 after "(4)" strike all the material down to and including "(or" on line 29 and insert "Giving testimony at committee hearings upon the request of the legislature or a committee or a member thereof;

((5) Giving testimony or contacting legislators by government employees as a part of their official duties; or"

On motion of Mr. Bluechel, the following amendment by Representatives Paris, Bluechel and Hurley was adopted:

On page 11, section 7, line 9 strike "with" and insert "which"

Mr. Hatfield moved adoption of the following amendment:

On page 12, after line 7, insert a new section to read as follows:

"NEW SECTION. Sec. 8. There is added to chapter 131, Laws of 1967 ex. sess. and to chapter 44.64 RCW a new section to read as follows:

Any employee of the governor's office or of any other state funded activity, agency or department engaged in lobbying activities shall be registered with the code reviser's office.

A list of such people shall be provided each legislator showing the name, age, address, salary, agency represented, education, previous employment, and areas they claim expertise in."

Renumber the remaining sections consecutively.

Representatives Hatfield and Hurley spoke in favor of the amendment.

POINT OF INQUIRY

Mr. Hatfield yielded to question by Mr. Bottiger.

Mr. Bottiger: "In this amendment, are you putting the Governor's office and the appointed officials' offices in the same position that the Curtis amendment put the assistant attorneys general?"

Mr. Hatfield: "Yes."

Mr. Bottiger spoke in favor of the amendment by Mr. Hatfield.

POINT OF INQUIRY

Mr. Curtis yielded to question by Mr. Ceccarelli.

Mr. Ceccarelli: "To help me vote on this amendment, Bob, since we have been going pretty fast here, did your last amendment exclude officials if they were requested by a member of the legislature, or would they still be covered under that amendment?"

Mr. Curtis: "No, they would be excluded under my last amendment if they were requested by an individual legislator or committee to appear before a committee to testify. That function is excluded if they are requested to do so. Other than that they are brought under the act. I might also comment, if you look at the first amendment which we offered at the top of page 2--(where we struck 'other' and inserted 'elected or appointed')--that had the effect of bringing in all the other departments. I am not referring to just assistant attorneys general--I'm referring to all state employees, and they were brought in by the first amendment."

Mr. Ceccarelli: "I realize this, but if they are requested by a member of the legislature, they don't have to comply with the act?"

Mr. Curtis: "That is correct."

Mr. Bluechel spoke against the amendment by Mr. Hatfield, and Mr. Curtis spoke in favor of its adoption.

The amendment by Mr. Hatfield was adopted on a rising vote.

Substitute House Bill No. 341 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Substitute House Bill No. 341 was placed on final passage.

Mr. Paris spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 341, and the bill passed the House by the following vote: Yeas, 96; nays, 3; not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Cunningham, Pardini, Rabel.

Engrossed Substitute House Bill No. 341, 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.

#### STATEMENT FOR THE JOURNAL

I voted no on Engrossed Substitute House Bill No. 341 to be eligible to serve on the Conference Committee as a negative voter. NORWOOD CUNNINGHAM, 30th District.

HOUSE BILL NO. 446, by Representatives Mentor, Newhouse and Gallagher:

Providing for the election of the state committee and enumerating its powers.

The House resumed consideration of House Bill No. 446 on second reading. (For previous action on second reading, see Journal for twenty-first day, January 30, 1972.) The Speaker stated the question before the House to be the following amendment by Mr. Grant:

On page 1, section 1, lines 24 and 25, strike all of subsection (2) and renumber the remaining subsections consecutively.

Mr. Grant spoke in favor of the amendment, and Mr. Brown spoke against it.

The amendment by Mr. Grant was not adopted.

Mr. Kuehnle moved adoption of the following amendment by Representatives Kuehnle and Douthwaite:

On page 2, section 1, line 1 after the period add a new paragraph as follows:

"Notwithstanding any other provision of this 1972 amendatory act, the committee shall not take any action in contravention of rules adopted at the previous state convention of the party."

Representatives Kuehnle and Douthwaite spoke in favor of the amendment, and Representatives Bledsoe, Brown and Kilbury spoke against it.

Mr. Douthwaite spoke again in favor of the amendment.

#### POINT OF INQUIRY

Mr. Julin yielded to question by Mr. Lysen.

Mr. Lysen: "Mr. Julin, I would appreciate knowing your interpretation of who is correct--Mr. Douthwaite or Mr. Brown--on exactly how this would read. I tend to agree with Mr. Douthwaite in terms of clarifying this, and limiting the state committee not to control the delegates."

Mr. Julin: "I would remind you, Representative Lysen, that the opinion you get is worth about what you are paying for it."

Mr. Lysen: "I disagree."

Mr. Julin: "Thank you, nonetheless. I believe that Representative Brown is correct in his interpretation, and I personally believe that as long as you are talking about rules in a broad general term here, you are in effect (as Representative Bledsoe has so well stated) tying the hands of what is to be the governing body of both our political parties during the interim period. I think for that reason it just does violence to the concept that is implicit in our party organizations--that the governing body is charged with the responsibility for administration during an interim period--much as the board of directors of any corporation is elected, and serves to represent and carry out the business affairs day to day."

#### MOTION

Mr. Kuehnle moved that the House defer further consideration of House Bill No. 446 on second reading, and

that the bill be placed at the bottom of today's second reading calendar.

Mr. Kuehnle spoke in favor of the motion.

MOTION

Mr. Bledsoe moved to amend the motion by Mr. Kuehnle and defer consideration of House Bill No. 446 until after consideration of House Joint Resolution No. 70.

The amendment by Mr. Bledsoe to the motion was carried.

The motion by Mr. Kuehnle, as amended by Mr. Bledsoe, was carried.

HOUSE BILL NO. 477, by Representatives Bauer, Van Dyk, Zimmerman and Haussler:

Providing for a nonresident personal use salmon license for freshwater fishing.

Committee on Natural Resources and Ecology recommendation: Majority, do pass as amended. (For amendments see Journal for eighteenth day, January 27, 1972.)

The bill was read the second time.

On motion of Mr. Zimmerman, the committee amendments were adopted.

House Bill No. 477 was ordered engrossed.

On motion of Mr. Bledsoe, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 477 was placed on final passage.

Mr. Bauer spoke in favor of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 477, and the bill passed the House by the following vote: Yeas, 91; nays, 6; not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk,

Rabel, Randall, Richardson, Rosellini, Ross, Sawyer, Schumaker, Shera, Shinpoch, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman.

Voting nay: Representatives Beck, Charette, Juelling, Savage, Smith, Mr. Speaker.

Not voting: Representatives Flanagan, Spanton.

Engrossed House Bill No. 477, 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.

HOUSE BILL NO. 413, by Representatives Brown and Thompson.

Implementing law holding harmless from liability school directors in carrying out their duties.

On motion of Mr. Hoggins, Substitute House Bill No. 413 was substituted for House Bill No. 413, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 413 was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Substitute House Bill No. 413 was placed on final passage.

Mr. Brown spoke in favor of passage of the bill.

#### POINT OF INQUIRY

Mr. Brown yielded to question by Mr. Grant.

Mr. Grant: "Mr. Brown, I wanted to ask this while it was still on second reading, because possibly an amendment could have been offered. Will this apply to the boards of regents of community colleges also?"

Mr. Brown: "I do not believe so. I believe this will only apply to K-12."

Mr. Grant: "I think it would be very important also to make it apply to the boards in the community colleges program as well as K-12 program because they are performing practically the same functions. If you would be willing, perhaps we could put this over for a little while and get it back to second reading and try that as an amendment--if there is no objection."

Mr. Brown: "I would only like to recommend that we let this go over to the Senate and see if we can't do it over there. It will take an addition of the RCW recital, since that is in Title 28B. I think this could be handled over there adequately, and we could go ahead and process it here tonight."

## POINT OF INQUIRY

Mr. King: "Will Mr. Brown yield to another question?"

Mr. Brown declined to yield to question.

## POINT OF INQUIRY

Mr. Hoggins yielded to question by Mr. King.

Mr. King: "Will this bill make it possible for the school district to use school district funds to purchase individual policies? I know of an instance where a school district was attempting to purchase similar insurance of liability for board members, and if they were to do it as a group for the board it would cost them (I think I'm quoting correctly) \$5,000 a year for a small school district to cover the entire board, to get what they could get individually for about \$50 to \$75 apiece. The question is: Could they purchase those policies on individual members?"

Mr. Hoggins: "Mr. King, school districts are creatures of the state and the officials of the school districts have only the powers that the legislature grants them. This law would grant each school district the power to purchase this insurance for their board members. In terms of the price, I cannot comment on it at all, but I would say this is an extremely important bill to school directors, particularly when we are trying to protect men and women of high caliber and the risk they are taking at the present time."

## ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 413, and the bill passed the House by the following vote: Yeas, 95; nays, 1; not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representative Randall.

Not voting: Representatives Douthwaite, Kraabel, Spanton.

Substitute House Bill No. 413, 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.

HOUSE BILL NO. 229, by Representatives Lysen, Perry, Bagnariol, Chatalas, Douthwaite, Van Dyk, Maxie, Ross, Grant, Williams, Smythe, Litchman, Merrill and McDermott:

Authorizing cities and towns to participate in and implement federal grant-in-aid programs.

Committee on Local Government recommendation: Majority, do pass as amended. (For amendments, see Journal for twentieth day, January 29, 1972.)

The bill was read the second time.

Mr. Smythe moved adoption of the committee amendment.

Representatives Smythe and Lysen spoke in favor of the amendment, and the committee amendment was adopted.

Mr. Grant moved adoption of the following amendment:

On page 4, beginning on line 19 add a new section to read as follows:

"NEW SECTION. Sec. 7. There is added to RCW 35.43.040 a new subsection to read as follows:

(15) Warning devices together with the expense of operation and maintenance thereof."

Mr. Grant spoke in favor of the amendment.

POINT OF ORDER

Mr. Smythe: "I am raising a point of order, Mr. Speaker, as to whether the amendment fits the scope and object of the bill."

RULING BY THE SPEAKER

The Speaker: "The proposed amendment is to section 35.43.040 of the Code. Even though it is in the same code section generally, relating to local government, this deals with the powers over local improvements and the purposes for which local improvement districts may be formed and local improvements authorized. I believe it is beyond the scope of the original bill."

House Bill No. 229 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 229 was placed on final passage.

Mr. Lysen spoke in favor of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 229, and the bill passed the House by the following vote: Yeas, 86; nays, 11; not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Farr, Flanagan, Gallagher, Gilleland, Goldsworthy, Grant, Hansey, Haussler, Hoggins, Hubbard, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Rabel, Randall, Posellini, Ross, Savage, Sawyer, Shera, Shinpoch, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wjahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Barden, Brown, Eikenberry, Garrett, Gladder, Hatfield, Hurley, Polk, Richardson, Schumaker, Smith.

Not voting: Representatives Kuehnle, Moon.

Engrossed House Bill No. 229, 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 Mr. Morrison, the House recessed until 8:15 p.m.

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 EVENING SESSION  
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The House was called to order at 8:15 p.m. by the Speaker (Mr. Newhouse presiding). The Clerk called the roll and all members were present except Representative Perry.

The Speaker resumed the Chair.

## SECOND READING

HOUSE BILL NO. 160, by Representatives Conner, Paris, Grant, Wanamaker, Berentson, Martinis, Hubbard, Flanagan, Kilbury, Thompson, Randall, Johnson, Newhouse, Morrison, Charette and Litchman:

Providing for elective coverage by public port districts for unemployment compensation.

The bill was read the second time.

On motion of Mr. Newhouse, the rules were suspended, the second reading considered the third, and House Bill No. 160 was placed on final passage.

Representatives Charette and Hubbard spoke in favor of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 160, and the bill passed the House by the following vote: Yeas, 85; nays, 1; not voting, 13.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Chatalas, Conway, Costanti, Cunningham, Curtis, Douthwaite, Farr, Flanagan, Gallagher, Garrett, Gilleland, Goldsworthy, Hansey, Haussler, Hoggins, Hubbard, Jastad, Jones, Jueling, Julin, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representative Grant.

Not voting: Representatives Brown, Charnley, Conner, Copeland, Eikenberry, Gladder, Hatfield, Hurley, Johnson, Kilbury, Paris, Perry, Williams.

House Bill No. 160, 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.

HOUSE BILL NO. 272, by Representatives Barden, Gallagher, Polk, Litchman, Benitz, King, Jueling and Bagnariol (by Joint Committee on Governmental Cooperation request):

Giving consideration to investing certain funds in vocational training loans.

On motion of Mr. Benitz, Substitute House Bill No. 272 was substituted for House Bill No. 272, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 272 was read the second time.

Mr. Bluechel moved adoption of the following amendment by Representatives Kraabel and Bluechel:

On page 3, section 2, line 1 after "price" insert a period and strike all of the matter down to and including "section." on line 13.

Representatives Bluechel, Benitz and Kraabel spoke in favor of adoption of the amendment, and Representatives Barden, Wolf, Douthwaite and Gallagher spoke against it.

Representatives Bluechel and Kraabel spoke again in favor of the amendment, and Mr. Barden spoke again in opposition to it.

The amendment by Representatives Kraabel and Bluechel was lost on a rising vote.

Mr. Barden moved adoption of the following amendment by Representatives Barden and Grant:

On page 3, section 2, line 9 after "committee" insert a period and strike all of the matter down to and including "section." on line 13.

Mr. Barden spoke in favor of the amendment, and the amendment was adopted.

Substitute House Bill No. 272 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Substitute House Bill No. 272 was placed on final passage.

Representatives Barden and Gallagher spoke in favor of passage of the bill.

#### POINT OF INQUIRY

Mr. Barden yielded to question by Mr. May.

Mr. May: "Mr. Barden, what is the rate of default on these scholarships?"

Mr. Barden: "Representative May, there are approximately 30 percent of the loans that have been issued since 1967, which was the initiating period of this federal act, that are in default, which means that they are delinquent. However, this does not apply to the quality of those loans as an investment because, as you read the bill, you see that the State Finance Committee, made up of the State Treasurer, the Governor and the Lieutenant Governor, has the ability to contract with lenders pursuant to the acquisition of these loans. And so, as Pennsylvania does, as Texas does, as California does, as Oregon does, the state of Washington has the power to contract and require that those loans that are held by the state that became delinquent be replaced by the lender with current notes. However, I might set your mind at ease by telling you that these loans, if they become delinquent, are paid off in full by the United States government when they are 120 days past due. Therefore there is virtually no risk to this state, and it is a very lucrative, I might add, type of investment."

Mr. May: "For the banks, but not for the United States government or the taxpayers."

Mr. Barden: "I'm sorry, that is a conclusion you will have to draw yourself, sir."

Mr. Benitz spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 272, and the bill passed the House by the following vote: Yeas, 85; nays, 10; not voting, 4.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Bledsoe, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Jastad, Johnson, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Polk, Rabel, Randall, Richardson, Rosellini, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman.

Voting nay: Representatives Amen, Blair, Bluechel, Hurley, Jones, Kopet, Kraabel, May, Ross, Mr. Speaker.

Not voting: Representatives Conner, Flanagan, Perry, Spanton.

Engrossed Substitute House Bill No. 272, 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.

HOUSE JOINT RESOLUTION NO. 70, by Representative Bluechel:

Amending the Constitution relative to state government.

On motion of Mr. Brown, Substitute House Joint Resolution No. 70 was substituted for House Joint Resolution No. 70, and the substitute resolution was placed on the calendar for second reading.

Substitute House Joint Resolution No. 70 was read the second time.

Mr. Morrison moved that the rules be suspended, the second reading considered the third, and Substitute House Joint Resolution No. 70 be placed on final passage.

The motion was lost on a rising vote.

HOUSE BILL NO. 446, by Representatives Mentor, Newhouse and Gallagher:

Providing for the election of the state committee and enumerating its powers.

The House resumed consideration of House Bill No. 446 on second reading.

The Speaker stated the question before the House to be the following amendment by Representatives Kuehnle and Douthwaite:

On page 2, section 1, line 1 after the period add a new paragraph as follows:

"Notwithstanding any other provision of this 1972 amendatory act, the committee shall not take any action in contravention of rules adopted at the previous state convention of the party."

With the consent of the House, Mr. Kuehnle withdrew the amendment.

On motion of Mr. Kuehnle, the following amendment by Representatives Kuehnle and Douthwaite was adopted:

On page 1, section 1, line 21 after "of" insert "state"

On motion of Mr. Kuehnle, the following amendment by Representatives Kuehnle and Douthwaite was adopted:

On page 2, section 1, line 1 after the period add a new paragraph as follows:

"Notwithstanding any provision of this 1972 amendatory act, the committee shall not set rules which shall govern the conduct of the actual proceedings at a party state convention."

House Bill No. 446 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 446 was placed on final passage.

Representatives Brown and Julin spoke in favor of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 446, and the bill passed the House by the following vote: Yeas, 76; nays, 18; not voting, 5.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Bledsoe, Bluechel, Bozarth, Brouillet, Ceccarelli, Conway, Copeland, Costanti, Cunningham, Curtis, Farr, Flanagan, Gallagher, Garrett, Gilleland, Goldsworthy, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Jastad, Johnson, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Marsh, Martinis, Marzano, Maxie, McCormick, Mentor, Merrill, Moon, Morrison, Newhouse, O'Brien, Paris, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Blair, Bottiger, Bradley, Brown, Charette, Charnley, Douthwaite, Gladder, Grant, Hurley, Jones, Kuehnle, Lysen, May, McDermott, North, Richardson, Williams.

Not voting: Representatives Chatalas, Conner, Eikenberry, Pardini, Perry.

Engrossed House Bill No. 446, 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.

HOUSE BILL NO. 241, by Representatives Bledsoe, Julin, Rabel and Hubbard:

Providing for the rights of a limited partner in a partnership.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 241 was placed on final passage.

Representatives Bledsoe, Bottiger and Kilbury spoke in favor of passage of the bill.

Mr. Beck demanded the previous question and the demand was sustained.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 241, and the bill passed the House by the following vote: Yeas, 95; nays, 1; not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charnley, Chatalas, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representative Charette.

Not voting: Representatives Conner, Pardini, Perry.

House Bill No. 241, 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.

HOUSE BILL NO. 258, by Representatives Pardini and Merrill:

Providing for changes in the terms of insurance contracts and allowing a person insured under a group insurance policy to assign all incidents of such ownership.

Committee on Financial Institutions and Insurance recommendation: Majority, do pass as amended. (For amendments see Journal for eighteenth day, January 27, 1972.)

The bill was read the second time.

On motion of Mr. Shera, the committee amendments were adopted.

House Bill No. 258 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 258 was placed on final passage.

Mr. Shera spoke in favor of passage of the bill.

MEMBER EXCUSED FROM VOTING

Mr. Gladder: "Mr. Speaker, because of Rule 66--conflict of interest--I would ask to be excused from voting on this issue."

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 258, and the bill passed the House by the following vote: Yeas, 94; nays, 1; not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representative Juelling.

Not voting: Representatives Berentson, Conner, Gladder, Perry.

Engrossed House Bill No. 258, 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.

HOUSE BILL NO. 45, by Representatives Hubbard, Kilbury, Benitz, Bozarth, Amer, Copeland, Morrison, Bledsoe, Flanagan and Newhouse:

Exempting sugar beets in transit from the property tax.

The bill was read the second time.

Mr. Smythe moved adoption of the following amendment by Representatives Smythe, Bledsoe, Thompson, Hoggins, Zimmerman, Haussler, Wanamaker, Costanti, Jones and Martinis:

On page 1, line 5, after the enacting clause, add the following new sections:

"NEW SECTION. Section 1. There is added to chapter 84.36 RCW a new section to read as follows:

The legislative and executive branches of the state government have long recognized the value of citizen participation in recreational activities. This recognition has been expressed in plans and programs for development of presently owned recreational facilities and to provide new facilities. Taxpayers have been continually urged to support the taxes necessary to finance these programs and have done so whenever such taxation encompasses equity and reason in carrying out the commitments of a responsible government.

The legislature finds:

(1) The present state tax system to be incongruous in that it requires our citizens to carry a tax burden to finance recreational facilities and at the same time discourages citizen participation in the use of these facilities through imposition of inequitable and unreasonable personal property taxes; and

(2) The imposition of property taxes upon personal property used in carrying on amusement or recreational activities generates little or no net revenue when assessment and collection costs are subtracted therefrom.

This act is enacted for the purpose of eliminating this incongruous and financially worthless tax from our tax system.

Sec. 2. Section 84.36.120, chapter 15, Laws of 1961 as amended by section 72, chapter 299, Laws of 1971 ex. sess. and RCW 84.36.120 are each amended to read as follows:

For the purposes of RCW 84.36.110 'head of a family' shall be construed to include a widow, any person receiving an old age pension under the laws of this state and any citizen of the United States, over the age of sixty-five years, who has resided in the state of Washington continuously for ten years.

'Personal effects' shall be construed to mean and include ((such)) the following property held by any person for his or her exclusive benefit and not for sale or commercial use: (1) Such tangible property as usually and ordinarily attends the person such as wearing apparel, jewelry, toilet articles and the like; (2) all personal property used or useful in carrying on amusement or recreation activities including but not limited to boats, campers, sports equipment held for the improvement, repair

or maintenance of a residence or place of abode and the real property adjacent thereto.

'Private motor vehicle' shall be construed to mean and include all motor vehicles used for the convenience or pleasure of the owner and carrying a licensing classification other than motor vehicle for hire, auto stage, auto stage trailer, motor truck, motor truck trailer or dealers' licenses.

'Mobile home' shall be construed to mean and include all trailers of the type designed as facilities for human habitation and which are capable of being moved upon the public streets and highways and which are more than thirty-five feet in length or more than eight feet in width.

For the purpose of this section, the term 'person' shall not include a corporation, firm, company or other business organization."

Remember the remaining sections accordingly.

Mr. Smythe spoke in favor of the amendment.

#### POINT OF ORDER

Mr. Eikenberry: "My point of order, Mr. Speaker, is that the scope of this amendment is beyond that of the bill. Although the title appears to be broad, the content of the bill is very narrow."

#### RULING BY THE SPEAKER

The Speaker: "I'm afraid I have to agree with you, Mr. Eikenberry. This bill as originally submitted is just about as narrow in scope as any bill could be. It simply adds two words to a particular definition in a particular section of the taxation code of the state of Washington. This amendment, while it is in the same general title of the code, dealing with exemptions from personal property tax, certainly does take in many, many other types of property, and certainly does enlarge the scope and object of the original bill. The point is well taken."

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 45 was placed on final passage.

Representatives Hubbard, Grant and Bledsoe spoke in favor of the bill, and Representatives Kraabel and Juelling spoke against it.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 45, and the bill passed the House by the following vote: Yeas, 69; nays, 26; not voting, 4.

Voting yea: Representatives Adams, Amen, Backstrom, Barden, Bauer, Beck, Benitz, Berentson, Bledsoe, Bluechel, Bozarth, Bradley, Ceccarelli, Charette, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Haussler, Hubbard, Jastad, Johnson, Jones, Julin, Kilbury,

Kirk, Kiskaddon, Knowles, Kopet, Kuehnle, Litchman, Luders, Marsh, Martinis, May, Mentor, Moon, Morrison, Newhouse, O'Brien, Pardini, Paris, Polk, Richardson, Rosellini, Ross, Savage, Schumaker, Shera, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Bagnariol, Blair, Bottiger, Brouillet, Brown, Charnley, Chatalas, Douthwaite, Gallagher, Grant, Hoggins, Hurley, Juelling, King, Kraabel, Lysen, Marzano, Maxie, McCormick, McDermott, Merrill, North, Randall, Sawyer, Shinpoch, Williams.

Not voting: Representatives Anderson, Conner, Perry, Rabel.

House Bill No. 45, 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.

HOUSE BILL NO. 426, by Representatives Smythe, Zimmerman and Lysen:

Relating to litter control.

On motion of Mr. Zimmerman, Substitute House Bill No. 426 was substituted for House Bill No. 426, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 426 was read the second time.

Mr. Zimmerman spoke in favor of passage of the bill, and Mr. Smith spoke against it.

POINT OF INQUIRY

Mr. Zimmerman yielded to question by Mr. Mentor.

Mr. Mentor: "I have had a lot of calls and inquiries. This is going to be a charge against restaurants for litter, and I would like to be sure that they are not going to tax restaurants that sell food to be consumed within and on the premises."

Mr. Zimmerman: "It is my understanding they would not be charged. This particular matter of how industry is to pay, etc., has been in discussion with the Department of Revenue throughout the year. There have been some industries that have helped, but there is some need for interpretation. I think this is in process, but since this was an industry and business backed bill, in preference to what had been a rather devastating bill in the same field, I think it is the way to go. And it isn't a matter that we are funding it ahead of time--it is a matter that we didn't fund what was obviously the will of this legislature a year ago."

Mr. Wolf spoke in favor of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 426, and the bill passed the House by the following vote: Yeas, 96; nays, 1; not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representative Smith.

Not voting: Representatives Conner, Perry.

Substitute House Bill No. 426, 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.

HOUSE BILL NO. 38, by Representatives Cunningham and Beck (by Departmental request):

Amending the formal hearing procedures in regard to the issuance, denial, suspension or revocation of drivers' licenses.

The bill was read the second time.

On motion of Mr. Cunningham, the following amendments were adopted:

On page 1, line 19, after "provided" reinstate all the deleted language beginning with "~~((or during the~~"

On page 1, line 22, after "~~appeal))~~" insert "PROVIDED FURTHER, That nothing in this section shall be construed as prohibiting the department from seeking an order setting aside the stay during the pendency of such appeal in those cases where the action of the department is based upon physical or mental incapacity, or a failure to successfully complete an examination required by this chapter"

On page 3, line 4 after "of the" strike "director's" and insert "~~((director's))~~"

On page 3, line 6 after "residence" strike all the language beginning with "The court" through the word "entered" on line 10.

On motion of Mr. Cunningham, the following amendment to the title was adopted:

On page 1, line 1 of the title, after the semicolon and before "amending" insert "providing for a limitation on stays pending appeal in cases of physical or mental disability;"

House Bill No. 38 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 38 was placed on final passage.

Mr. Cunningham spoke in favor of passage of the bill.

#### POINT OF INQUIRY

Mr. Cunningham yielded to question by Mr. Douthwaite.

Mr. Douthwaite: "I have two questions, sir. One, you are a member of the Transportation Committee. Why were these amendments not brought up then? Secondly, about how many people are we talking about prohibiting from driving under the new provisions which you are offering here?"

Mr. Cunningham: "In answer to your first question, as we discussed the bill in Rules Committee, there were some concerns raised about the scope of the bill as it passed from the Transportation Committee. We asked for some opinions from the Attorney General's office on this, and after consultation with a couple of assistant attorneys general and the motor vehicle department, it was determined that the scope of this bill should be narrowed so it zeroed in on those people that we are talking about, who couldn't pass tests because of mental and physical disabilities, or couldn't pass the test, period, or did not complete the test. This was why the amendments were offered on the floor of the House--to be sure they zeroed in on those areas. Now I guess I forgot your second question."

Mr. Douthwaite: "Thank you. Very good, so far. The second question was, how many people are we now going to bench--not being able to drive under the provisions of this new thing we are about to move here?"

Mr. Cunningham: "I don't think we will bench any more than we are benching now. The only difference here is that they will not be able to drive until they have gone to court and it has been settled on an appeal. At the present time they are able to drive although they may not physically or mentally have been able to pass the test. They can go to appeal and still continue to drive, and they have had some serious accidents and serious problems with these people in that process. There aren't too many, but there are enough that they do create a hazard on the roadway."

Mr. Douthwaite spoke against passage of the bill.

## MOTION

Mr. Beck moved that Engrossed House Bill No. 38 be rereferred to the Committee on Rules and Administration.

Mr. Beck spoke in favor of the motion, and Mr. Newhouse spoke against it.

The motion was lost.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 38, and the bill passed the House by the following vote: Yeas, 75; nays, 22; not voting, 2.

Voting yea: Representatives Adams, Amen, Bauer, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Brouillet, Brown, Ceccarelli, Charette, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Jastad, Johnson, Jones, Juelling, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kuehnle, Litchman, Luders, Marsh, Martinis, Marzano, Maxie, McCormick, McDermott, Mentor, Moon, Morrison, Newhouse, O'Brien, Pardini, Paris, Rabel, Randall, Richardson, Ross, Savage, Sawyer, Schumaker, Shera, Smith, Smythe, Spanton, Van Dyk, Wanamaker, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Anderson, Backstrom, Bagnariol, Barden, Beck, Bradley, Charnley, Chatalas, Eikenberry, Grant, Hurley, Julin, Kraabel, Lysen, May, Merrill, North, Polk, Rosellini, Shinpoch, Thompson, Williams.

Not voting: Representatives Conner, Perry.

Engrossed House Bill No. 38, 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.

HOUSE BILL NO. 347, by Representatives Wolf, Farr, North, McCormick, Paris, Bagnariol, Hoggins, Kirk, O'Brien, Conner, Wojahn and Litchman:

Providing for the regulation of public employment.

On motion of Mr. Hubbard, Substitute House Bill No. 347 was substituted for House Bill No. 347, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 347 was read the second time.

## MOTION

Mr. Shera moved that Substitute House Bill No. 347 be rereferred to the Committee on Appropriations.

Mr. Shera spoke in favor of the motion.

#### POINT OF ORDER

Mr. King: "We are not hearing the reasons the bill should be referred to Appropriations Committee, but rather arguments on the merits of the bill."

The Speaker: "It sounds to me as if he is discussing the fiscal impact. You may proceed, Mr. Shera."

Mr. Shera concluded his remarks in favor of the motion.

#### PARLIAMENTARY INQUIRY

Mr. Bledsoe: "Were this bill to be referred by the will of this body to Appropriations, would it then be your opinion that the measure would be alive beyond the cut-off because of its appropriation implication?"

The Speaker: "I can remember the bill well from Rules Committee, and I have examined it again up here. It does not contain an appropriation. It does not contain a direct appropriation of money, which would be a budgeted item, nor does it contain anything which raises any revenue. It is simply a matter of tremendous fiscal impact in future years, and it would be my opinion that it would not survive the cut-off."

#### MOTION

Mr. Bledsoe moved that the House adjourn until 9:00 a.m., Wednesday, February 2, 1972.

The motion was lost on a rising vote.

The Speaker stated the question before the House to be the motion by Mr. Shera to refer Substitute House Bill No. 347 to the Committee on Appropriations.

Mr. Wolf spoke against the motion.

Mr. Rosellini demanded an electric roll call and the demand was sustained.

#### POINT OF INQUIRY

Mr. Shera yielded to question by Mr. Flanagan.

Mr. Flanagan: "Representative Shera, the way I understand these pension funds, the employee contribution is entirely for an annuity, which is separate from the state contribution which pays for the retirement benefits. Therefore, this has been kept separate, and usually when we are talking about the retirement benefits, we are talking about the part that the state appropriates to pay for that part of it. I am wondering if this fund has been on that same basis up to this time, and, if it has, are they now merging the annuity in with the rest of it and making it all into one fund?"

Mr. Shera: "That is correct, Mr. Flanagan. It is a merging of the state pension with what used to be, and what is now, the annuity fund into which the employee contributes five percent. They say in total it increases benefits on the average of 16 percent for all state employees. I would point out further that it increases the state contribution from 4.36 percent this biennium to 7 percent for the next biennium, and forever and ever and ever. And the same thing is true for local government employees, and I don't know that they have even asked for it."

Mr. Flanagan: "Then according to that, from now on the employee would be equally responsible with the state in maintaining the entire fund, which would be a departure from the previous way that it has been handled. Is that right?"

Mr. Shera: "Yes, but that does not mean that the state couldn't skip their contributions during a biennium. They would have a contractual obligation to pay the pensions at retirement, but not necessarily to fund it."

Representatives Kopet, Curtis, Jones and O'Brien spoke in favor of the motion by Mr. Shera, and Representative Charette spoke against it.

#### ROLL CALL

The Clerk called the roll on the motion by Mr. Shera to rerefer Substitute House Bill No. 347 to Committee on Appropriations, and the motion was lost by the following vote: Yeas, 48; nays, 49; not voting, 2.

Voting yea: Representatives Amen, Backstrom, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Charnley, Copeland, Costanti, Curtis, Eikenberry, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hatfield, Hubbard, Hurley, Jones, Juelling, Julin, Kopet, Kraabel, Kuehne, Litchman, Maxie, McDermott, Mentor, Morrison, Newhouse, North, O'Brien, Pardini, Polk, Rabel, Randall, Richardson, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Mr. Speaker.

Voting nay: Representatives Adams, Anderson, Bagnariol, Barden, Bauer, Beck, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Chatalas, Conway, Cunningham, Douthwaite, Farr, Gallagher, Grant, Hansey, Haussler, Hoggins, Jastad, Johnson, Kilbury, King, Kirk, Kiskaddon, Knowles, Luders, Lysen, Marsh, Martinis, Marzano, May, McCormick, Merrill, Moon, Paris, Rosellini, Savage, Sawyer, Shipoch, Thompson, Van Dyk, Williams, Wojahn, Wolf, Zimmerman,

Not voting: Representatives Conner, Perry.

Mr. Wolf moved that the rules be suspended, the second reading considered the third, and Substitute House Bill No. 347 be placed on final passage.

Mr. Shera spoke against the motion.

Mr. Chatalas demanded an electric roll call and the demand was sustained.

#### ROLL CALL

The Clerk called the roll on the motion to advance Substitute House Bill No. 347 to third reading and final passage, and the motion was lost by the following vote: Yeas, 51; nays, 44; not voting, 4.

Voting yea: Representatives Adams, Anderson, Bagnariol, Barden, Bauer, Beck, Benitz, Bottiger, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conway, Cunningham, Farr, Gallagher, Grant, Hansey, Hoggins, Hubbard, Jastad, Johnson, Kilbury, King, Kiskaddon, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, May, McCormick, McDermott, Merrill, Moon, O'Brien, Paris, Rosellini, Savage, Sawyer, Shipoch, Thompson, Van Dyk, Wanamaker, Wojahn, Wolf, Zimmerman.

Voting nay: Representatives Amen, Backstrom, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Brown, Copeland, Costanti, Curtis, Eikenberry, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hatfield, Hurley, Jones, Juelling, Julin, Kirk, Kopet, Kraabel, Kuehnle, Maxie, Mentor, Morrison, Newhouse, North, Pardini, Polk, Rabel, Randall, Richardson, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Williams, Mr. Speaker.

Not voting: Representatives Conner, Douthwaite, Haussler, Perry.

#### MOTION

On motion of Mr. Bledsoe, the House adjourned until 9:00 a.m., Wednesday, February 2, 1972.

THOMAS A. SWAYZE, Jr., Speaker.  
MALCOLM McBEATH, Chief Clerk.

## TWENTY-FOURTH DAY

## MORNING SESSION

House Chamber, Olympia, Wash., Wednesday, February 2, 1972.

The House was called to order at 9:00 a.m. by the Speaker. The Clerk called the roll and all members were present.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by Father James Boyle of All Saints Catholic Church of Puyallup.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

## PARLIAMENTARY INQUIRY

Mr. O'Brien: "Mr. Speaker, what is the status of Engrossed House Bill No. 189 which pertains to the authorization of \$70 million in general obligation bonds to finance parks and recreation facilities? I would like to have you check the record on it."

The Speaker: "The motion to reconsider was carried, and the bill passed the House yesterday by an oral roll call vote."

Mr. O'Brien: "I believe the motion to reconsider passed by 55 votes. The oral roll call was on the motion to reconsider. You had an oral roll call on your transportation bonds on reconsideration."

The Speaker: "No, Engrossed House Bill No. 189 passed by an oral roll call, 55-42. The motion to reconsider Engrossed Substitute House Bill No. 188 (transportation bonds) was carried on a voice vote, and further consideration of that measure was deferred until today's third reading calendar."

## MESSAGES FROM THE SENATE

February 1, 1971

Mr. Speaker: The Senate has passed:

	SENATE BILL NO.	18,
	SENATE BILL NO.	23,
	SENATE BILL NO.	38,
	SENATE BILL NO.	65,
	SENATE BILL NO.	66,
ENGROSSED	SENATE BILL NO.	72,
	SENATE BILL NO.	82,
	SENATE BILL NO.	89,

SENATE BILL NO. 97,  
 SENATE BILL NO. 104,  
 ENGROSSED SENATE BILL NO. 112,  
 ENGROSSED SENATE BILL NO. 114,  
 SENATE BILL NO. 124,  
 SENATE BILL NO. 131,  
 SENATE BILL NO. 133,  
 ENGROSSED SENATE BILL NO. 161,  
 ENGROSSED SENATE BILL NO. 169,  
 SENATE BILL NO. 181,  
 ENGROSSED SUBSTITUTE SENATE BILL NO. 203,  
 SUBSTITUTE SENATE BILL NO. 221,  
 ENGROSSED SENATE BILL NO. 232,  
 SENATE BILL NO. 246,  
 ENGROSSED SENATE BILL NO. 248,  
 SENATE BILL NO. 287,  
 ENGROSSED SENATE BILL NO. 298,  
 SUBSTITUTE SENATE BILL NO. 386,  
 SUBSTITUTE SENATE BILL NO. 412,  
 ENGROSSED SENATE JOINT RESOLUTION NO. 109,  
 and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

INTRODUCTION AND FIRST READING

HOUSE CONCURRENT RESOLUTION NO. 20, by Representatives Hatfield, Spanton, Kuehnle, Kopet, Benitz, Polk, May and Brown:

Providing for a special commission to study state support of the common schools.

To Committee on Education and Libraries.

RESOLUTIONS

HOUSE RESOLUTION, NO. 72-20 by Representatives Brown, Smythe and Luders:

WHEREAS, The county committees on school district organization are charged by law with developing long-range plans for school organization in each county and implementing laws related to school reorganization; and

WHEREAS, In some counties such committees meet infrequently or not at all; and

WHEREAS, Such committees are elected by and represent school directors who are affected directly by the decisions of such committees; and

WHEREAS, The basic laws pertaining to school organization--both consolidation and deconsolidation--have not been reviewed for several years;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Joint Committee on Education review current laws related to school organization, with special attention to the role, election, and composition of the county committee on school organization and possible alternatives to such committees and present a report, with recommendations, to the 1973 Legislature; and

BE IT FURTHER RESOLVED, That copies of this Resolution be transmitted to the Executive Secretary of the Joint Committee on Education, and State Board of Education,

the Superintendent of Public Instruction, and the Secretary of each county committee on school district organization.

On motion of Mr. Brown, the resolution was adopted.

HOUSE RESOLUTION NO. 72-21 by Representatives Schumaker, Luders and Gladder:

WHEREAS, In recent years the Legislature has become increasingly aware of the importance of our wild game and birds resource; and

WHEREAS, Deer and other big game animals are often pursued, harassed and tracked by dogs while such dogs are not hunting with their owners; and

WHEREAS, Game birds often suffer the same or similar fate as the game animals; and

WHEREAS, There must be appropriate legislation to remedy the situations so described; and

WHEREAS, Such legislation is necessary to preserve the ecological balance of nature;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Interim Committee on Fisheries, Game and Game Fish is authorized and requested to undertake a study of the problems facing our game animals and game birds as a result of uncontrolled dogs and recommend principles and procedures whereby the Legislature can take corrective action.

BE IT FURTHER RESOLVED, That the results of the study and the recommendations be presented to the next Regular Session of the Legislature for its consideration.

On motion of Mr. Schumaker, the resolution was adopted.

HOUSE RESOLUTION NO. 72-22 by Representative Smythe:

WHEREAS, Legislation has been introduced in the House of Representatives during this session to repeal the Professional Negotiations Act for teachers and to substitute therefor public employees' collective bargaining; and

WHEREAS, Very little is known concerning the potential impact of such legislation on the school districts of this state and our education system in general; and

WHEREAS, There is a substantial need to improve the process of professional negotiations in the school districts of Washington;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Legislative Council, in conjunction with the Joint Committee on Education, and in cooperation with the Office of the Superintendent of Public Instruction, the Washington Education Association, Washington State Federation of Teachers, and the Washington State School Directors' Association be directed to study the problem of professional negotiations including the question of substituting collective bargaining therefor and report its findings and proposed corrective legislation to the next Session of the Legislature.

BE IT FURTHER RESOLVED, That a copy of this Resolution be transmitted to all agencies and organizations named herein.

Mr. Smythe moved adoption of the resolution.

POINT OF INQUIRY

Mr. Smythe yielded to question by Mr. Polk.

Mr. Polk: "Representative Smythe, you mentioned in your remarks that you were trying to get all interested parties together. Yet in the resolution, it names several organizations and leaves out such organizations as the school administrators association, and I believe there are several associations of school principals. Is it your intent to limit the number of organizations involved?"

Mr. Smythe: "No, it certainly isn't. In fact I regret I didn't name all of them. I guess you have the various levels of professional organizations--elementary, secondary, superintendents, etc. I would hope they would involve all of these people. It is not limited, most certainly."

House Resolution No. 72-22 was adopted.

HOUSE RESOLUTION NO. 72-23, by Representatives Wolf, Berentson, Wanamaker and Conner:

WHEREAS, The movement of special loads on our highways, roads and streets requires the use of pilot cars to adequately warn and insure the safety of other motor vehicle operators; and

WHEREAS, The demands for service by pilot cars have led to significant increases in such traffic on our highways, roads and streets in recent years, which in turn has led to greater traffic congestion; and

WHEREAS, The increased traffic congestion resulting from such special loads utilizing pilot cars is materially affecting the safe and efficient flow of traffic on our highways, roads and streets; and

WHEREAS, There is a lack of standards or means to determine if operators of pilot cars are properly trained and qualified to insure that they will exercise due caution and judgment in the operation of their vehicles in a manner to assure the highest degree of safety and lowest amount of inconvenience for other motor vehicle operators; and

WHEREAS, The lack of uniform tariff schedules may lead to price-gouging of unsuspecting consumers by some unorthodox pilot car operators; and

WHEREAS, Unorthodox pilot car operators can cause an enforcement problem for traffic law enforcement officers;

NOW, THEREFORE, BE IT RESOLVED, That the Legislative Transportation Committee be authorized and directed to conduct a study of the use of pilot cars, taking into consideration: (1) The effect of the increased use of such vehicles in connection with special loads upon other motor vehicle traffic; (2) appropriate training and qualification of pilot car operators; (3) appropriate safeguards to protect the consumer from price-gouging; and (4) such other matters as may be considered to be of public importance. The Committee shall determine the desirability of regulating the use of pilot cars by the Utilities and Transportation Commission.

BE IT FURTHER RESOLVED, That the Legislative Transportation Committee make a report of its findings and recommendations, together with legislation as may be required, to the 1973 Regular Legislative Session.

On motion of Mr. Wolf, the resolution was adopted.

#### REPORTS OF STANDING COMMITTEES

January 29, 1972

HOUSE BILL NO. 226, Prime Sponsor: Representative Bluechel, providing for protection of environmental rights, reported by Committee on State Government.

MAJORITY recommendation: Do pass. Signed by Representatives Bluechel, Chairman, Conway, Vice Chairman, Cunningham, Hurley, Kraabel, Moon, Paris, Perry, Williams.

MINORITY recommendation: Do not pass. Signed by Representative Marzano.

To Committee on Rules and Administration for second reading.

January 29, 1972

HOUSE BILL NO. 374, Prime Sponsor: Representative Ross, prohibiting discrimination in the construction of any federally and/or state funded hospital facility, reported by Committee on Labor and Employment Security.

MAJORITY recommendation: Do pass. Signed by Representatives Hubbard, Chairman, Charette, Charnley, Curtis, Morrison, Newhouse, Randall.

To Committee on Rules and Administration for second reading.

#### SECOND READING

HOUSE BILL NO. 411, by Representatives Kuehnle, Bagnariol and Litchman:

Implementing law relating to authorizing gambling.

On motion of Mr. Curtis, Substitute House Bill No. 411 was substituted for House Bill No. 411, and the substitute bill was placed on the calendar for second reading.

Mr. Litchman moved adoption of the following amendment by Representatives Litchman, Marzano, Bagnariol, Ceccarelli and Gallagher:

On page 11, section 8, after the period on line 17 insert:

NEW SECTION. Sec. 9. Sections 10 through 19 of this act shall constitute a new chapter in Title 67 RCW.

NEW SECTION. Sec. 10. There shall be and hereby is

created a state sweepstakes commission consisting of three members who shall be appointed by the governor with the advice and consent of the senate and may be for cause removed by the governor. One member shall be appointed for two years, one for four years and one for six years, and upon the expiration of their terms of office their successors shall be appointed for a term of six years. Any vacancy shall be filled by appointment for the unexpired term. The members shall serve until their successors are appointed and qualified. No member of the commission shall have any pecuniary or other interest in any license issued pursuant to the provisions of chapter 67.16 RCW so as to conduct a sweepstakes race as provided for in this chapter.

NEW SECTION. Sec. 11. The commissioners shall select one from their number to be chairman and another to be secretary of the commission. Two of the members of the commission shall constitute a quorum to do business. It shall be the duty of the secretary to keep a record of all proceedings of the commission and to preserve all books, documents, papers and records addressed to its care.

NEW SECTION. Sec. 12. Members of the commission shall give bond to the state in such an amount as shall be established by the state treasurer and the amount of such bond shall be determined after consideration of the duties and responsibilities placed on the members of the commission by this chapter.

NEW SECTION. Sec. 13. Each member of the commission shall receive a salary of eight thousand eight hundred dollars per year and shall be allowed his reasonable expenses, including transportation, incurred in the performance of his duties. The commission shall maintain an office in Olympia.

NEW SECTION. Sec. 14. The compensation of the commissioners, expenses of the commissioners, the cost of bonds for commission members, compensation of assistants and other necessary expenses of the commission, including suitable furniture, equipment, supplies and office expense shall be charged to and paid out of the funds received under the provisions of this chapter, as provided in section 18 hereof.

NEW SECTION. Sec. 15. The commission shall make an annual report to the governor on or before the first day of January in each year, including therein an account of its actions, receipts derived or estimated under the provisions of this chapter for the calendar year then ending, the practical effects of the application of the chapter, and any recommendation for legislation which the commission deems advisable.

NEW SECTION. Sec. 16. The sweepstakes commission is hereby authorized to contract with any licensee under chapter 67.16 RCW to conduct, within the enclosure of any race track of a licensee where there is held a race or race meet licensed and conducted under chapter 67.16 RCW, but not elsewhere, not over two sweepstakes races in each calendar year. Tickets for such sweepstakes shall be sold by the sweepstakes commission, such sales to be made only within such enclosure and in state liquor stores. The state liquor control board is hereby directed to cooperate with the sweepstakes commission in the sale of tickets in state liquor stores.

NEW SECTION. Sec. 17. The sweepstakes commission shall, subject to chapter 34.04 RCW, make rules and regulations for the holding and conducting of such sweepstakes races and the sales of tickets thereon not inconsistent with this chapter and shall be empowered to employ such technical assistants and employees to carry out the provisions of this chapter as the commission shall deem necessary. Such assistants and employees shall receive compensation at rates to be established by the state personnel board. The sweepstakes commission shall establish and fix the purses, not exceeding in the aggregate for a single calendar year the sum of two hundred thousand dollars, to be awarded horses in said sweepstakes races, shall establish the price, to be not more than three dollars each, for which tickets upon said sweepstakes shall be sold; shall establish the method whereby tickets sold upon said sweepstakes races shall be determined to be winning tickets; and shall establish the money or prizes to be awarded holders of winning tickets. In establishing the money or prizes to be awarded the holders of winning tickets and the purses for the horses, the sweepstakes commission shall be governed by the fact that the primary purpose of the sweepstakes is to raise revenue for the benefit of the state. The commission shall conduct such studies and make such investigations either directly or through its agents, as will apprise it of the prizes and money awarded to the holders of winning tickets in similar drawings wherever held. The commission shall consider the size of purses for the horses as bearing on the question of gaining public confidence in the sweepstakes races. The commission shall fix the prizes and amounts of money to be awarded winners as well as the purses for the horses in such manner as will yield the largest net revenue for the benefit of the state, bearing in mind the expenses to be incurred, and all other factors which tend to influence net revenue.

NEW SECTION. Sec. 18. Notwithstanding the provisions of RCW 43.01.050, the sweepstakes commission shall hold the proceeds of the sales of tickets in a special fund, from which it shall pay expenses incident to the administration of this chapter; such expenses to include, but not be limited to, the expenses incurred in the printing, distribution and sale of tickets, the purses awarded horses, the prize money awarded the holders of winning tickets, as well as the net expense incurred by the licensees necessary and incidental to the conduct of said races. Any balance remaining from such proceeds shall be paid annually to the state treasurer who shall deposit the same, one-half into the general fund and one-half into the current state school fund.

NEW SECTION. Sec. 19. Sections 9 through 18 of this act shall become effective upon the approval by the voters of the state of an amendment to or the repeal of Article II, section 24 of the Constitution of the state of Washington so as to authorize lotteries within the state."

POINT OF ORDER

Mr. Curtis: "I wonder if the Speaker would rule on

the possibility of this amendment enlarging the scope and object of the bill."

The Speaker: "This point of order challenging enlarging the scope and object of the bill and this amendment present a unique problem. The substitute bill itself is purely amendatory language to existing law of the state of Washington. It adds to certain definitions, 'and games of physical skill conducted on any property of a city of the first class devoted to uses incident to a civic center, world's fair or similar exposition,' and contains other amendatory language to the measure which passed this House last spring. While the substitute bill seeks to amend certain provisions of Title 9 of the Revised Code of Washington, the floor amendment seeks to add new sections to Title 67 of the Revised Code of Washington which is the section dealing with games, athletics, sports, and the like.

"However, notwithstanding that particular problem, it would appear to me that the subject matter of the substitute bill, which is bingo and games of chance, is also the subject matter of the proposed floor amendment which pertains to sweepstakes and lotteries. While I realize it is a sweeping proposal and does create a commission and that sort of thing, I would rule that it is within the scope and object of Substitute House Bill No. 411 and is in order."

#### POINT OF ORDER

Mr. Moon: "Mr. Speaker, I might challenge the amendment as being in violation of Art. 2, section 24, of our Constitution. The people in this state will have an opportunity to change the Constitution in November to allow a sweepstakes and lottery, but at this point it is still in violation."

#### RULING BY THE SPEAKER

The Speaker: "That is an excellent argument perhaps against the amendment, Mr. Moon, but I have ruled on many occasions that I am not here to interpret the Constitution of the state. That is a matter for the courts. Your point is not well taken."

Representative Litchman spoke in favor of the amendment, and Representatives Curtis and Pardini spoke against it.

Mr. Moon moved adoption of the following amendment to the amendment by Mr. Litchman:

Add a new section to read as follows:

"NEW SECTION. Sec. 20. The provisions of this act shall take effect only after the approval of a constitutional amendment repealing lottery provisions of Article 2, section 24, of the Washington State Constitution."

Mr. Moon spoke in favor of the amendment.

## POINT OF ORDER

Mr. Litchman: "Mr. Speaker, in the new section numbered 'Section 19' I believe it already states in the amendment the same thing Mr. Moon is attempting to do, ' . . . this act shall become effective upon the approval by the voters of the state of an amendment to or the repeal of Article II, section 24 of the Constitution of the state of Washington so as to authorize lotteries within the state.' I believe this amendment is repetitive and superfluous."

## RULING BY THE SPEAKER

The Speaker: "There is a difference. Mr. Moon's proposed amendment would limit it to the repeal only, to be effective, and your proposed section 19 makes it effective upon an amendment to, or the repeal. I think the amendment to the amendment would much more properly be to strike your section 19 and insert--otherwise there would be conflicting provisions in the measure."

Mr. Litchman: "As I understand his amendment then, if this passes and the constitutional amendment passes, then this section would be deleted. In other words, it doesn't make any sense. The way the bill is drafted, it would provide that upon the passage of this legislation it would be subject to conditions subsequent. It would become effective only if the people supported lotteries in November. Mr. Moon's amendment is just the opposite, that this bill wouldn't become effective if the people voted for it."

The Speaker: "Yes, there is a difference. That is why I am saying the amendment is in order."

## POINT OF INFORMATION

Mr. Moon: "It was my intent that my amendment be attached at the end of the bill rather than to Representative Litchman's amendment. However if his amendment is adopted, I would want to amend it to apply to his as well."

## MOTION

On motion of Mr. Grant, the House deferred further consideration of Substitute House Bill No. 411 on second reading, and the bill was placed on the calendar following House Bill No. 229.

HOUSE BILL NO. 228, by Representatives Kuehnle, Ceccarelli, Garrett, Gilleland, Wanamaker and Wolf:

Proposing amendments to real estate license law.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 228 was placed on final passage.

Representatives Kuehnle and Merrill spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 228 and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Bledsoe, Wanamaker.

House Bill No. 228, 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.

SUBSTITUTE HOUSE BILL NO. 411, by Committee on Business and Professions (Originally sponsored by: Representatives Kuehnle, Bagnariol and Litchman):

Implementing law relating to authorizing gambling.

The House resumed consideration of Substitute House Bill No. 411 on second reading. The Speaker stated the question before the House to be the amendment by Mr. Moon to the amendment by Mr. Litchman.

With the consent of the House, Mr. Moon withdrew his amendment to the amendment.

With the consent of the House, Mr. Litchman withdrew his amendment to Substitute House Bill No. 411.

MOTIONS

On motion of Mr. Chatalas, House Bill No. 228 was ordered transmitted immediately to the Senate.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Substitute House Bill No. 411 was placed on final passage.

Representatives Kuehnle and Moon spoke in favor of passage of the bill.

POINT OF INQUIRY

Mr. Kuehnle yielded to question by Mr. Paris.

Mr. Paris: "Representative Kuehnle, I thought I understood you to say that there is nothing in this bill that will liberalize any of the present gambling laws. I am just concerned, for the record, that there is no intent in this bill to liberalize our gambling laws."

Mr. Kuehnle: "Yes, Representative Paris, I can assure you that the gambling laws have not been liberalized in any way, shape or form. We didn't even take the lid off the can; we just shook up the contents."

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 411 and the bill passed the House by the following vote: Yeas, 86; nays, 8; not voting, 5.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hubbard, Hurley, Jastad, Johnson, Juelling, Kilbury, King, Kirk, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Savage, Sawyer, Schumaker, Shera, Shipoch, Smythe, Spanton, Thompson, Van Dyk, Williams, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Bluechel, Charnley, Haussler, Jones, Julin, Ross, Smith, Wojahn.

Not voting: Representatives Bledsoe, Hatfield, Hoggins, Kiskaddon, Wanamaker.

Substitute House Bill No. 411, 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.

HOUSE BILL NO. 21, by Representatives Maxie, Chatalas, Kilbury and Martinis:

Requiring affidavits for persons endorsing election candidates.

The bill was read the second time.

Miss Maxie moved adoption of the following amendment:

On page 1 strike everything following the enacting clause and insert the following:

"NEW SECTION. Section 1. Any person who is a candidate for any public office either by having filed for such office or by having publicly announced for such office in any election held in this state shall not publish, or cause to be published, an endorsement by any person on his behalf unless the endorser has signed a statement pursuant to section 2 of this act. For the purpose of this act the term "publish" means the selling, lending, giving away, circulating or distributing of any newspaper or other publication in this state, any letter, writing, circular, paper, pamphlet or other printed notice of any kind whatsoever.

NEW SECTION. Sec. 2. Every candidate for public office who wishes to use the name of another person for an endorsement on behalf of his candidacy shall first obtain from such person a signed statement in substantially the following form:

"Date...

I hereby endorse ..... (Name of candidate) for the office of ..... (Name of office sought by candidate), and authorize such candidate to publicly use my name in his campaign.

.....  
" (Signature of person making endorsement) "

A single statement may be used in both a primary and general election. The candidate shall keep such statements during the general election and for a period of ninety days following the general election. The candidate shall destroy all statements at the expiration of the ninety day period.

NEW SECTION. Sec. 3. If any candidate for public office violates section 1 of this act it shall be a misdemeanor and the aggrieved person may seek immediate relief in the superior court located in the county of his residence. The inability of the candidate to produce the aggrieved person's signed statement for inspection by the court shall constitute a prima facie violation of section 1 of this act. The presiding judge shall forthwith order the candidate to cease and desist from using the endorsement and fine the candidate the sum of fifty dollars. The presiding judge shall further order the candidate to forthwith publish a complete retraction of the erroneous endorsement and publish it in the same manner as the erroneous endorsement.

NEW SECTION. Sec. 4. Sections 1 through 3 of this act shall constitute a new chapter in Title 29 RCW."

Miss Maxie spoke in favor of the amendment.

POINT OF INQUIRY

Miss Maxie yielded to question by Mr. Farr.

Mr. Farr: "Miss Maxie, do I understand that the form would be a single name only, or would there be multiple names permissible underneath?"

Miss Maxie: "I believe that that would be permissible to save paperwork and effort. The purpose of this bill is not to bog down the process of running for any campaign but to simply prevent someone from using your name, or anyone else's name, without consent."

POINT OF INQUIRY

Miss Maxie yielded to question by Mr. Barden.

Mr. Barden: "Representative Maxie, what is the cost of filing this affidavit with the county clerk?"

Miss Maxie: "There is no cost for filing it. As you will read in the House amendment, we deleted that portion with reference to the county clerk. The candidate would have the sole responsibility of maintaining these statements."

The amendment by Miss Maxie was adopted on a rising vote.

House Bill No. 21 was ordered engrossed.

Mr. Wolf moved that the rules be suspended, the second reading considered the third, and Engrossed House Bill No. 21 be placed on final passage.

Mr. Barden demanded an electric roll call and the demand was not sustained.

The motion by Mr. Wolf was lost.

Engrossed House Bill No. 21 was passed to Committee on Rules and Administration for third reading.

The Speaker declared the House to be at ease.  
The Speaker called the House to order.

MOTION

On motion of Mr. Morrison, the House reverted to the fourth order of business.

INTRODUCTION AND FIRST READING

SENATE BILL NO. 18, by Senator Metcalf:

AN ACT Relating to public officials; prescribing procedures; and adding anew chapter to Title 42 RCW.

To Committee on State Government.

SENATE BILL NO. 23, by Senators Walgren and Talley:

AN ACT Relating to harbor lines; and amending section 1, chapter 139, Laws of 1963 (uncodified), as last amended by section 1, chapter 158, Laws of 1971 ex. sess. (uncodified).

To Committee on Natural Resources and Ecology.

SENATE BILL NO. 38, by Senators Atwood and Foley:

AN ACT Relating to court reporter's salaries; amending section 1, chapter 210, Laws of 1951 as last amended by section 1, chapter 95, Laws of 1969 and RCW 2.32.210.

To Committee on Judiciary.

SENATE BILL NO. 65, by Senators Francis, Ridder, Holman, Fleming, Metcalf, Gardner and Dore (by Joint Committee on Education request):

AN ACT Relating to needy or disadvantaged elementary and secondary students; adding a new section to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.04 RCW; adding new sections to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.58 RCW; and providing penalties.

To Committee on Education and Libraries.

SENATE BILL NO. 66, by Senators Day, Holman, Francis, Metcalf, Gardner, Dore and Ridder (by Joint Committee on Education request):

AN ACT Relating to part-time students; and amending section 4, chapter 217, Laws of 1969 ex. sess. and RCW 28A.41.145.

To Committee on Education and Libraries.

ENGROSSED SENATE BILL NO. 72, by Senators Henry and Peterson (Lowell):

AN ACT Relating to shoreline areas; and amending section 14, chapter 286, Laws of 1971 ex. sess. and RCW 90.58.140; amending section 18, chapter 286, Laws of 1971 ex. sess. and RCW 90.58.180; and declaring an emergency.

To Committee on Natural Resources and Ecology.

SENATE BILL NO. 82, by Senators Gissberg, Clarke and Talley (by Department of Social and Health Services request):

AN ACT Relating to institutions; adding new sections to chapter 72.68 RCW; and repealing section 72.68.030, chapter 28, Laws of 1959 and RCW 72.68.030.

To Committee on Social and Health Services.

SENATE BILL NO. 89, by Senators Stortini, Washington and Fleming:

AN ACT Relating to the state treasurer; making a change in the law relating to lost instruments; and amending section 43.08.066, chapter 8, Laws of 1965 as last amended by section 1, chapter 54, Laws of 1971 ex. sess. and RCW 43.08.066.

To Committee on State Government.

SENATE BILL NO. 97, by Senators Atwood, Donohue and Fleming:

AN ACT Relating to state government; designating a new name, department of emergency services, for the department of civil defense; and adding new sections to chapter 178, Laws of 1951 and to chapter 38.52 RCW.

To Committee on State Government.

SENATE BILL NO. 104, by Senator Peterson (Lowell):

AN ACT Relating to county government; providing for salaries for officials thereof; amending section 36.16.032, chapter 4, Laws of 1963 as last amended by section 1, chapter 77, Laws of 1967 ex. sess. and RCW 36.16.032; and declaring an emergency.

To Committee on Local Government.

ENGROSSED SENATE BILL NO. 112, by Senators Newschwander, Knoblauch, Day and Wilson:

AN ACT Relating to air pollution control; and amending section 1, chapter 232, Laws of 1971 ex. sess. and RCW 70.94.650.

To Committee on Natural Resources and Ecology.

ENGROSSED SENATE BILL NO. 114, by Senators Stender, Keefe and Ridder:

AN ACT Relating to public employees' labor relations; and adding new sections to chapter 41.56 RCW.

To Committee on Labor and Employment Security.

SENATE BILL NO. 124, by Senators Holman and Metcalf (by Secretary of State request):

AN ACT Relating to elections; amending section 29.07.005, chapter 9, Laws of 1965 as amended by section 12, chapter 202, Laws of 1971 ex. sess. and RCW

29.07.095; amending section 29.39.010, chapter 9, Laws of 1965 as amended by section 4, chapter 109, Laws of 1967 ex. sess. and RCW 29.39.010; amending section 29.39.030, chapter 9, Laws of 1965 as amended by section 5, chapter 109, Laws of 1967 ex. sess. and RCW 29.39.030; amending section 29.39.100, chapter 9, Laws of 1965 and RCW 29.39.100; amending section 29.39.110, chapter 9, Laws of 1965 and RCW 29.39.110; and declaring an emergency.

To Committee on Elections and Apportionment.

SENATE BILL NO. 131, by Senators Whetzel, Andersen, Murray and Foley:

AN ACT Relating to limited partnerships; amending section 25.08.020, chapter 15, Laws of 1955 and RCW 25.08.020; amending section 25.08.070, chapter 15, Laws of 1955 and RCW 25.08.070; amending section 25.08.090, chapter 15, Laws of 1955 and RCW 25.08.090; amending section 25.08.190, chapter 15, Laws of 1955 and RCW 25.08.190; and amending section 25.08.240, chapter 15, Laws of 1955 and RCW 25.08.240.

To Committee on Judiciary.

SENATE BILL NO. 133, by Senators Fleming, Gissberg and Mardesich:

AN ACT Relating to unfair practices of discrimination in insurance transactions; and adding a new section to chapter 37, Laws of 1957 and to chapter 49.60 RCW.

To Committee on Financial Institutions and Insurance.

ENGROSSED SENATE BILL NO. 161, by Senators Andersen, Newschwander and Henry:

AN ACT Relating to pawnbrokers and secondhand dealers; adding a new section to chapter 19.60 RCW; creating a new section; and declaring an emergency.

To Committee on Business and Professions.

ENGROSSED SENATE BILL NO. 169, by Senators Lewis, Talley, Foley, Stender, Stortini and Elicker (by Department of Labor and Industries request):

AN ACT Relating to safe and healthful working conditions for men and women; requiring the director of labor and industries to promulgate rules, regulations and standards for safe and healthful working conditions in all workplaces subject to the legislative jurisdiction of the state of Washington; adding new sections to Title 49 RCW; repealing section 1, chapter 130, Laws of 1913, section 1, chapter 65,

Laws of 1965 ex. sess. and RCW 19.29.010; repealing section 2, chapter 130, Laws of 1913 and RCW 19.29.020; repealing section 3, chapter 130, Laws of 1913, section 1, chapter 41, Laws of 1917, section 1, chapter 20, Laws of 1921, section 1, chapter 24, Laws of 1931, section 1, chapter 105, Laws of 1937 and RCW 19.29.030; repealing section 4, chapter 130, Laws of 1913 and RCW 19.29.040; repealing section 5, chapter 130, Laws of 1913 and RCW 19.29.050; repealing section 6, chapter 130, Laws of 1913 and RCW 19.29.060; repealing section 2, chapter 70, Laws of 1957 and RCW 49.16.010; repealing section 1, chapter 130, Laws of 1919 and RCW 49.16.020; repealing section 4, chapter 130, Laws of 1919 and RCW 49.16.030; repealing section 5, chapter 130, Laws of 1919 and RCW 49.16.040; repealing section 8, chapter 130, Laws of 1919 and RCW 49.16.050; repealing section 20, chapter 130, Laws of 1919 and RCW 49.16.060; repealing section 21, chapter 130, Laws of 1919 and RCW 49.16.070; repealing section 23, chapter 130, Laws of 1919 and RCW 49.16.080; repealing section 25, chapter 130, Laws of 1919, section 12, chapter 136, Laws of 1923 and RCW 49.16.090; repealing section 26, chapter 130, Laws of 1919 and RCW 49.16.100; repealing section 37, chapter 130, Laws of 1919 and RCW 49.16.110; repealing section 50, chapter 130, Laws of 1919, section 13, chapter 136, Laws of 1923 and RCW 49.16.120; repealing section 67, chapter 130, Laws of 1919 and RCW 49.16.130; repealing section 73, chapter 130, Laws of 1919 and RCW 49.16.150; repealing section 13, chapter 182, Laws of 1921, section 14, chapter 136, Laws of 1923, section 1, chapter 186, Laws of 1943 and RCW 49.16.151; repealing section 30, chapter 74, Laws of 1911 and RCW 49.16.160; repealing section 1, chapter 84, Laws of 1905, section 1, chapter 205, Laws of 1907, section 1, chapter 17, Laws of 1943, section 1, chapter 98, Laws of 1959 and RCW 49.20.010; repealing section 2, chapter 84, Laws of 1905, section 2, chapter 98, Laws of 1959, section 1, chapter 62, Laws of 1963 and RCW 49.20.020; repealing section 3, chapter 84, Laws of 1905 and RCW 49.20.030; repealing section 4, chapter 84, Laws of 1905, section 2, chapter 205, Laws of 1907, section 3, chapter 98, Laws of 1959 and RCW 49.20.040; repealing section 5, chapter 84, Laws of 1905, section 3, chapter 205, Laws of 1907, section 4, chapter 98, Laws of 1959 and RCW 49.20.050; repealing section 6, chapter 84, Laws of 1905, section 5, chapter 98, Laws of 1959 and RCW 49.20.060; repealing section 11, chapter 84, Laws of 1905, section 5, chapter 205, Laws of 1907, section 6, chapter 98, Laws of 1959 and RCW 49.20.110; providing penalties and procedures for enforcement, review and appeal; and defining crimes and punishments.

To Committee on Labor and Employment Security.

SENATE BILL NO. 181, by Senators Foley, Atwood and Sandison:

AN ACT Relating to state building authority projects; authorizing transfer of funds between projects of the same institution; and adding a new section to chapter 162, Laws of 1967, and to chapter 43.75 RCW.

To Committee on Appropriations.

ENGROSSED SUBSTITUTE SENATE BILL NO. 203, by Committee on Education (Originally sponsored by Senator Odegaard):

AN ACT Relating to rules and regulations of the superintendent of public instruction; and amending section 28A.41.170, chapter 223, Laws of 1969 ex. sess. as last amended by section 1, chapter 46, Laws of 1971 and RCW 28A.41.170.

To Committee on Education and Libraries.

SUBSTITUTE SENATE BILL NO. 221, by Committee on Natural Resources, Fisheries and Game (Originally sponsored by Senator Sandison):

AN ACT Relating to food fish and shellfish; creating new sections; and making an appropriation.

To Committee on Natural Resources and Ecology.

ENGROSSED SENATE BILL NO. 232, by Senators Durkan and Stender:

AN ACT Relating to labor relations in health care activities; and adding a new chapter to Title 49 RCW.

To Committee on Labor and Employment Security.

SENATE BILL NO. 246, by Senator Durkan:

AN ACT Relating to industrial insurance; amending section 51.08.030, chapter 23, Laws of 1961, as amended by section 1, chapter 77, Laws of 1969 ex. sess. and RCW 51.08.030.

To Committee on Labor and Employment Security.

ENGROSSED SENATE BILL NO. 248, by Senators Walgren and Twigg (by Municipal Committee request):

AN ACT Relating to controlled substances; amending section 69.50.304, chapter 308, Laws of 1971 ex. sess. and RCW 69.50.304; amending section 69.50.401, chapter 308, Laws of 1971 ex. sess. and RCW 69.50.401; amending section 69.50.408, chapter 308, Laws of 1971 ex. sess. and RCW 69.50.408; amending section 69.50.505, chapter 308, Laws of 1971 ex. sess. and

RCW 69.50.505; repealing section 22, chapter 38, Laws of 1963, section 3, chapter 71, Laws of 1967 and RCW 69.40.064; and repealing section 2, chapter 33, Laws of 1970 ex. sess. and RCW 69.40.065.

To Committee on Judiciary.

SENATE BILL NO. 287, by Senators Holman and Clarke:

AN ACT Relating to garbage collection; and amending section 3, chapter 295, Laws of 1961 and RCW 81.77.020.

To Committee on Local Government.

ENGROSSED SENATE BILL NO. 298, by Senators Ridder, Keefe, and Peterson (Ted) [by Department of Social and Health Services request]:

AN ACT Relating to alcoholism; and adding new sections to chapter 70.96 RCW.

To Committee on Social and Health Services.

SUBSTITUTE SENATE BILL NO. 386, by Judiciary Committee (Originally sponsored by Senator Walgren):

AN ACT Relating to crimes and criminal penalties; amending section 1, chapter 27, Laws of 1899 as amended by section 373, chapter 249, Laws of 1909 and RCW 9.45.040; and amending section 2, page 96, Laws of 1890 as last amended by section 6, chapter 216, Laws of 1929 and RCW 19.48.110.

To Committee on Judiciary.

SUBSTITUTE SENATE BILL NO. 412, by Committee on Natural Resources, Fisheries and Game (Originally sponsored by Senator Bailey):

Relating to tax title lands; granting certain powers to the legislative authorities of the several counties; and adding a new chapter to Title 36 RCW.

To Committee on Local Government.

ENGROSSED SENATE JOINT RESOLUTION NO. 109, by Senators Greive, Gardner, Elicker, Keefe, Peterson (Ted), Murray, Cooney, Washington and Talley (by Legislative Council and Executive request):

Amending the Constitution to allow the state to lend its credit to encourage industrial expansion.

To Committee on State Government.

On motion of Mr. Morrison, the bills and resolutions printed under today's fourth order of business were referred to the committees specified.

MOTION

On motion of Mr. Morrison, the House advanced to the eighth order of business.

HOUSE BILL NO. 113, by Representatives Julin, Hubbard, Wojahn, Curtis, Sawyer, Rabel, Eikenberry, Kiskaddon, Spanton, Bottiger, Smythe, Marsh, Polk, Knowles, Gladder, Brown, Ross, Litchman, Charette, Kopet, North, Juelling, Wolf, Bluechel, Wanamaker, Rosellini, Jones, Kraabel and Maxie (by Judicial Council request):

Providing new probate procedures.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 113 was placed on final passage.

Mr. Julin spoke in favor of the bill.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 113 and the Bill passed the House by the following vote: Yeas, 98; nays, 9; not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representative Wanamaker.

House Bill No. 113, 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.

HOUSE BILL NO. 5, by Representatives Smythe and Zimmerman:

Allowing certain police officers of cities and towns to transfer to the county sheriff's office.

Committee on Local Government recommendation: Majority, do pass as amended. (For amendments see Journal for seventeenth day, January 26, 1972.)

The bill was read the second time.

On motion of Mr. Smythe, the committee amendments were adopted.

House Bill No. 5 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 5 was placed on final passage.

Mr. Smythe spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 5 and the bill passed the House by the following vote: Yeas, 96; nays, 2; not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Hoggins, Martinis.

Not voting: Representative Wanamaker.

Engrossed House Bill No. 5, 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.

HOUSE BILL NO. 9, by Representatives Bottiger, Julin, Sawyer, Kilbury, Marzano and Shinpoch:

Providing wife may become manager of community property when husband missing in action or prisoner of war.

Committee on Judiciary recommendation: Majority, do pass as amended. (For amendments see Journal for seventeenth day, January 26, 1972.)

The bill was read the second time.

On motion of Mr. Julin, the committee amendment was adopted.

House Bill No. 9 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 9 was placed on final passage.

Mr. Bottiger spoke in favor of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 9 and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 1.

Voting yeas: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Wanamaker.

Engrossed House Bill No. 9, 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.

HOUSE BILL NO. 13, by Representatives Cunningham and Hoggins:

Providing for the return of property wrongfully sold to satisfy a tax lien.

On motion of Mr. Smythe, Substitute House Bill No. 13 was substituted for House Bill No. 13, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 13 was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Substitute House Bill No. 13 was placed on final passage.

Mr. Cunningham spoke in favor of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 13 and the bill passed the House by the following vote: Yeas, 93; nays, 3; not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Randall, Richardson, Rosellini, Ross, Savage, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Bottiger, Bradley, Sawyer.

Not voting: Representatives Hurley, Rabel, Wanamaker.

Substitute House Bill No. 13, 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.

HOUSE BILL NO. 14, by Representatives Zimmerman, Smythe, Wolf and Bottiger:

Enumerating amounts of bonds required for outdoor music festivals.

On motion of Mr. Smythe, Substitute House Bill No. 14 was substituted for House Bill No. 14, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 14 was read the second time.

Mr. Zimmerman spoke in favor of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 14 and the bill passed the House by the following vote: Yeas, 95; nays, 2; not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones,

Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Douthwaite, Ross.  
Not voting: Representatives Wanamaker, Williams.

Substitute House Bill No. 14, 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.

HOUSE BILL NO. 20, by Representatives May, Adams, Anderson, Bottiger, Douthwaite, Gallagher, Grant, Haussler, Hurley, Kilbury, Luders, Martinis, Marzano, McCormick and O'Brien:

Providing for appeal to local county court and payment of attorneys' fees in certain appeals from decisions of the board of industrial insurance appeals.

MOTION

Mr. Morrison moved that the House defer consideration of House Bill No. 20, and the bill be placed at the bottom of today's second reading calendar.

Mr. Grant spoke against the motion, and Mr. Wolf spoke in favor of it.

PERSONAL PRIVILEGE

Mr. May: "This is an amendment that was agreed to between myself and the Association of Washington Industries, and the language was supposed to have been stricken. Bill Drafting evidently struck the wrong part of it, and this is just to correct that."

The motion by Mr. Morrison was lost on a rising vote.

Committee on Labor and Employment Security recommendation: Majority, do pass with the following amendments:

On page 1, section 1, line 23, after "occurred" insert "or where neither the county of residence nor the county wherein the injury occurred are in the state of Washington then the appeal may be directed to the superior court for Thurston County"

On page 2, section 2, line 20, strike all of section 2.

On page 1, line 3 of the title after "51.52.110" insert a period and strike the balance of the title.

The bill was read the second time.

On motion of Mr. Hubbard, the committee amendments to the body of the bill were adopted.

Mr. May moved adoption of the following amendment:

On page 3, section 2, beginning on line 9, strike the underlined material on lines 9 through 14.

#### POINT OF ORDER

Mr. Newhouse: "I think the language has already been stricken. It is part of section 2."

The Speaker: "Your point is well taken. The entire section has already been stricken by the committee amendment."

On motion of Mr. Hubbard, the committee amendment to the title was adopted.

House Bill No. 20 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 20 was placed on final passage.

Mr. May spoke in favor of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 20 and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 1.

Voting yeas: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representative Wanamaker.

Engrossed House Bill No. 20, 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.

HOUSE BILL NO. 29, by Representatives Bradley, Bledsoe and Schumaker:

Transferring administration of all-terrain vehicle law from department of motor vehicles to interagency committee.

On motion of Mr. Zimmerman, Substitute House Bill No. 29 was substituted for House Bill No. 29, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 29 was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Substitute House Bill No. 29 was placed on final passage.

Mr. Bradley spoke in favor of the bill.

#### POINT OF INQUIRY

Mr. Bradley yielded to question by Mr. Kuehnle.

Mr. Kuehnle: "Representative Bradley, in the all-terrain vehicle law as it was written and passed last year, it contained language which prohibited any loaded weapon from being carried on an ATV, without any provision for the individual who has a permit to carry a concealed weapon. Has this bill straightened out that conflict?"

Mr. Bradley: "Yes, Mr. Kuehnle, it has. It has been taken out of this statute. It is covered by other statutes. It is not in this bill, and justly so."

#### ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 29 and the bill passed the House by the following vote: Yeas, 94; nays, 3; not voting, 2.

Voting Yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Bluechel, Brown, Conner.

Not voting: Representatives Farr, Wanamaker.

Substitute House Bill No. 29, 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.

ANNOUNCEMENT BY THE SPEAKER

The Speaker: "I might announce to the members who have not seen the excellent movie made during the last session which featured our all-terrain vehicle bill, that film will be shown tomorrow starting at 10:00, and will be shown every half hour, on the half hour, in Senate Hearing Room 5."

HOUSE BILL NO. 33, by Representatives Wolf, May, Zimmerman, Cunningham and Hoggins:

Providing school districts create reserve funds for equipment depreciation reimbursement.

Committee on Education and Libraries recommendation: Majority, do pass with the following amendment:

On page 1, section 1, line 23 after "superintendent:" strike the balance of the section and insert "PROVIDED, Reimbursement for the acquisition of approved transportation equipment received by school districts shall be held in reserve within the general fund exclusively for the future purchase of approved transportation equipment." The bill was read the second time.

On motion of Mr. Hoggins, the committee amendment was adopted.

House Bill No. 33 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 33 was placed on final passage.

Mr. Wolf spoke in favor of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 33 and the bill passed the House by the following vote: Yeas, 94; nays, 2; not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie,

May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Conner, Hatfield.

Not voting: Representatives Bledsoe, Douthwaite, Wanamaker.

Engrossed House Bill No. 33, 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.

HOUSE BILL NO. 42, by Representatives Newhouse, North, Moon and Smith (by Legislative Council request):

Providing that telegraph companies be taxed on the basis of the situs of equipment.

The bill was read the second time. On motion of Mr. Bledsoe, the rules were suspended, the second reading considered the third, and House Bill No. 42 was placed on final passage.

Mr. Newhouse spoke in favor of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 42 and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansay, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Perry, Wanamaker.

House Bill No. 42, 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.

HOUSE BILL NO. 62, by Representatives Copeland, Cunningham and Charette (by Legislative Council request):

Providing for uniform per diem payments.

Committee on State Government recommendation: Majority, do pass with the following amendments:

On page 113, section 150, line 6, after "salary" insert "or fee"

On page 113, beginning on line 9 insert a new section as follows:

"NEW SECTION. Sec. 151. This act shall take effect on July 1, 1973."

On page 7, line 8 of the title after "RCW;" insert "providing an effective date;"

The bill was read the second time.

On motion of Mr. Bluechel, the committee amendments were adopted.

House Bill No. 62 was ordered engrossed.

On motion of Mr. Bledsoe, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 62 was placed on final passage.

Mr. Bluechel spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 62 and the bill passed the House by the following vote: Yeas, 95; nays, 2; not voting 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Williams, Wojahn, Wolf, Mr. Speaker.

Voting nay: Representatives Mentor, Zimmerman.

Not voting: Representatives Hubbard, Wanamaker.

Engrossed House Bill No. 62, 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.

HOUSE BILL NO. 76, by Representatives Bluechel, Perry and Cunningham (by Secretary of State request):

Changing filing procedures for nonprofit corporations.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 76 was placed on final passage.

Mr. Bluechel spoke in favor of the bill.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 76 and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representative Wanamaker.

House Bill No. 76, 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.

HOUSE BILL NO. 79, by Representatives Charette, Juelling, Grant, Anderson and Knowles (by Legislative Council request):

Exempting ordinary hot water tanks from inspection by the department of labor and industries.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 79 was placed on final passage.

Mr. Juelling spoke in favor of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 79 and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 1.

Voting yeas: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representative Wanamaker.

House Bill No. 79, 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 Mr. Morrison, the House recessed until 1:30 p.m.

## AFTERNOON SESSION

The House was called to order at 1:30 p.m. by the Speaker. The Clerk called the roll and all members were present except Representatives Hubbard, Rosellini, Ross and Wanamaker.

## SECOND READING

HOUSE BILL NO. 92, by Representatives Bluechel and Cunningham (by Secretary of State request):

Permitting fees to be charged for publications of the secretary of state.

Committee on State Government recommendation: Majority, do pass with the following amendment:

On page 2, section 2, line 2 after "above" strike the period and insert "; and

(9) The Washington state Constitution."

The bill was read the second time.

On motion of Mr. Bluechel, the committee amendment was adopted.

House Bill No. 92 was ordered engrossed.

On motion of Mr. Morrison, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 92 was placed on final passage.

Mr. Bluechel spoke in favor of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 92 and the bill passed the House by the following vote: Yeas, 89; nays, 2; not voting, 8.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Planagan, Gallagher, Garrett, Gilleland, Gladder, Grant, Hansey, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Hatfield, Richardson.

Not voting: Representatives Copeland, Goldsworthy, Kuehnle, Randall, Rosellini, Ross, Savage, Wanamaker.

Engrossed House Bill No. 92, 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.

HOUSE BILL NO. 108, by Representatives Julin, Bottiger and Eikenberry:

Allowing trust funds to be invested in life insurance made upon the life of a beneficiary.

Committee on Judiciary recommendation: Majority, do pass as amended. (For amendment see Journal for twelfth day, January 21, 1972.)

The bill was read the second time.

Mr. Julin moved adoption of the committee amendment.

The Clerk read the following amendment by Mr. Julin to the committee amendment:

Add to the committee amendment the following

sentence after "authority." on the last line:

"This section does not apply to a right to direct or control by disapproval of actions to be taken by the trustee except to the extent that such right is actually exercised."

With the consent of the House, Mr. Julin withdrew the amendment to the committee amendment.

The committee amendment was adopted.

House Bill No. 108 was ordered engrossed.

On motion of Mr. Bledsoe, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 108 was placed on final passage.

Mr. Julin spoke in favor of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 108 and the bill passed the House by the following vote: Yeas, 90; nays, 0; not voting, 9.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Haussler, Hoggins, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lysen, Marsh, Martinis, Marzaro, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Richardson, Savage, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Bottiger, Hatfield, Hubbard, Kuehne, Randall, Rosellini, Ross, Sawyer, Wanamaker.

Engrossed House Bill No. 108, 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.

HOUSE BILL NO. 109, by Representatives Julin, Bottiger and Eikenberry:

Allowing beneficiary under will or through intestacy to disclaim his interest.

Committee on Judiciary recommendation: Majority, do pass as amended. (For amendments see Journal for eighteenth day, January 27, 1972.)

The bill was read the second time.

On motion of Mr. Julin, the committee amendments were adopted.

House Bill No. 109 was ordered engrossed.

On motion of Mr. Bledsoe, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 109 was placed on final passage.

Mr. Bottiger spoke in favor of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 109 and the bill passed the House by the following vote: Yeas, 92; nays, 2; not voting 5.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hurley, Jastad, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Richardson, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Johnson, McCormick.

Not voting: Representatives Hubbard, Randall, Rosellini, Ross, Wanamaker.

Engrossed House Bill No. 109, 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.

HOUSE BILL NO. 110, by Representatives Kuehnle, Haussler, Hatfield and Pardini:

Pertaining to sale or disposal of abandoned irrigation district right of way.

The bill was read the second time.

On motion of Mr. Newhouse, the rules were suspended, the second reading considered the third, and House Bill No. 110 was placed on final passage.

Mr. Kuehnle spoke in favor of the bill.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 110 and the bill passed the House by the following vote: Yeas, 94; nays, 0; not voting, 5.

Voting yea: Representatives Adams, Amen, Anderson,

Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Richardson, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Hubbard, Randall, Rosellini, Ross, Wanamaker.

House Bill No. 110, 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 Mr. King, all bills passed by the House to this point in the proceedings were ordered transmitted immediately to the Senate.

HOUSE BILL NO. 111, by Representatives Benitz, Johnson, Kilbury and Bledsoe:

Allowing mosquito control districts to give notice of hearings under assessment rolls by publication only.

On motion of Mr. Smythe, Substitute House Bill No. 111 was substituted for House Bill No. 111, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 111 was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Substitute House Bill No. 111 was placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 111 and the bill passed the House by the following vote: Yeas, 84; nays, 11; not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland,

Gladder, Goldsworthy, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Jastad, Johnson, Jones, Juelsing, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Marsh, Martinis, Marzano, May, McCormick, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Polk, Rabel, Randall, Richardson, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Wolf, Zimmerman.

Voting nay: Representatives Bradley, Douthwaite, Grant, Hurley, Lysen, Maxie, McDermott, Perry, Van Dyk, Williams, Wojahn.

Not voting: Representatives Rosellini, Ross, Wanamaker, Mr. Speaker.

Substitute House Bill No. 111, 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.

HOUSE BILL NO. 159, by Representatives Juelsing and Grant (by Legislative Council request):

Authorizing the department of labor and industries to charge a fee for explosives user's and purchaser's licenses.

Committee on Labor and Employment Security recommendation: Majority, do pass with the following amendment:

On page 2, beginning on line 6, strike all of section 4 and insert the following:

"NEW SECTION. Sec. 4. Any two components which, when mixed, become capable of detonation by a No. 6 cap must be stored in separate locked containers or in a licensed, approved magazine."

The bill was read the second time.

On motion of Mr. Hubbard, the committee amendment was adopted.

House Bill No. 159 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 159 was placed on final passage.

Mr. Juelsing spoke in favor of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 159 and the bill passed the House by the following vote: Yeas, 89; nays, 7; not voting, 3.

Voting yea: Representatives Adams, Amen, Packstrom, Bagnariol, Barden, Bauer, Beck, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite,

Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Rabel, Randall, Richardson, Ross, Sawyer, Shera, Shinpoch, Smythe, Spanton, Thompson, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Benitz, Hatfield, Polk, Savage, Schumaker, Smith, Van Dyk.

Not voting: Representatives Anderson, Rosellini, Wanamaker.

Engrossed House Bill No. 159, 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.

HOUSE BILL NO. 164, by Representatives Berentson, Bozarth, Conner, Hansey, Amen, Wanamaker, Pauer and Gilleland:

Providing for a compact among certain western states to study feasibility of short haul air transportation among them.

Committee on Transportation recommendation: Majority, do pass as amended. (For amendments see Journal for fourteenth day, January 23, 1972.)

The bill was read the second time.

On motion of Mr. Berentson, the committee amendments were adopted.

House Bill No. 164 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 164 was placed on final passage.

Mr. Berentson spoke in favor of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 164 and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman,

Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Rosellini, Wanamaker.

Engrossed House Bill No. 164, 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.

HOUSE JOINT MEMORIAL NO. 2, by Representatives Berentson, Wanamaker, Amen, Bauer, Bozarth, Gilleland and Hansey:

Providing for implementation of interstate short-haul air compact.

Committee on Transportation recommendation: Majority, do pass with the following amendment:  
On page 2, line 1, after "HB" insert "164"

The bill was read the second time.

On motion of Mr. Berentson, the committee amendment was adopted.

House Joint Memorial No. 2 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Joint Memorial No. 2 was placed on final passage.

Mr. Berentson spoke in favor of the memorial.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Joint Memorial No. 2 and the memorial passed the House by the following vote: Yeas, 97; nays, 0; not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Williams, Wojahn, Wolf, Zimmerman, Mr.

Speaker.

Not voting: Representatives Rosellini, Wanamaker.

Engrossed House Joint Memorial No. 2, having received the constitutional majority, was declared passed.

HOUSE BILL NO. 194, by Representatives Polk, Bottiger, Julin and Spanton:

Providing for contractors bonds.

#### MOTION

On motion of Mr. Morrison, the House deferred consideration of House Bill No. 194, and the bill was ordered placed at the bottom of today's second reading calendar.

HOUSE BILL NO. 196, by Representatives Amen, Bozarth, Copeland, Goldsworthy and Kilbury:

Permitting agricultural commodity board and agricultural commission members to be members of any association with objectives similar to those of the aforesaid groups.

On motion of Mr. Amen, Substitute House Bill No. 196 was substituted for House Bill No. 196, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 196 was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Substitute House Bill No. 196 was placed on final passage.

Mr. Amen spoke in favor of the bill.

#### POINT OF INQUIRY

Mr. Amen yielded to question by Mr. Grant.

Mr. Grant: "My brief, Mr. Amen, says that the restrictive provisions in chapter 43.78 RCW regarding the public printer will not apply to promotional printing and literature. What are those restrictive provisions?"

Mr. Amen: "This restrictive provision says that they have to go through the state printer. They have not been doing this for many, many years because of the small printing they do. The state printer is too busy and cannot do it and usually someone else does it. This is just to say that the printing can be done by a private organization. It can be done a lot cheaper and has been done this way for many years."

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 196 and the bill passed the House by the following vote: Yeas, 92; nays, 4; not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Smith, Smythe, Spanton, Thompson, Van Dyk, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Blair, Grant, King, Shinpoch.

Not voting: Representatives Maxie, Rabel, Wanamaker.

Substitute House Bill No. 196, 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.

HOUSE BILL NO. 210, by Representatives Hansey and Haussler:

Authorizing counties to establish ambulance service.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 210 was placed on final passage.

Mr. Hansey spoke in favor of the bill.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 210 and the bill passed the House by the following vote: Yeas, 93; nays, 1; not voting, 5.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hubbard, Hurley, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton,

Thompson, Van Dyk, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representative Conner.

Not voting: Representatives Hoggins, Jastad, Kiskaddon, Rabel, Wanamaker.

House Bill No. 210, 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.

HOUSE BILL NO. 233, by Representatives Jones, Perry, Gilleland, Polk, Brouillet, Bluechel, Julin and Litchman:

Providing for special commercial zones in which motor freight carriers can operate at prescribed rates.

MOTION

On motion of Mr. Bledsoe, the House deferred consideration of House Bill No. 233, and the bill was ordered placed at the bottom of today's second reading calendar.

HOUSE BILL NO. 240, by Representatives Marsh, Kirk and Farr (by Department of Social and Health Services request):

Providing wage rate exemptions for vocationally handicapped on public works.

MOTION

On motion of Mr. Morrison, the House deferred consideration of House Bill No. 240, and the bill was ordered placed at the bottom of today's second reading calendar.

HOUSE BILL NO. 243, by Representatives Zimmerman, Maxie, Kiskaddon and Backstrom (by Department of Social and Health Services request):

Extending industrial insurance to inmates employed in an industrial enterprise or at honor camps.

The bill was read the second time.

On motion of Mr. Hubbard, the following amendments were adopted:

On page 2, section 2, line 1 after "jurisdiction," insert "or his dependents or beneficiaries,"

On page 2, section 2, line 2 after "temporary" strike "total"

On page 2, section 3, line 12 after "in" strike "an" and insert "a department of natural resources adult"

On page 2, section 3, line 13 after "to RCW 72.64" and before "shall be" strike "72.64.090" and insert "72.64.050, 72.64.060, and 72.64.100"

On page 2, section 3, line 19 after "jurisdiction," insert "or his dependents or beneficiaries,"

On page 2, section 3, line 20 after "temporary" strike "total"

On page 2, section 3, line 24 after "may arise" and before "pursuant to" strike "hereunder" and insert "under this section"

On page 2, add a new section following section 3 as follows:

"NEW SECTION. Sec. 4. This act shall be effective July 1, 1973."

On line 4 of the title strike "and" and on line 5 after "RCW" insert "; and providing an effective date"

House Bill No. 243 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 243 was placed on final passage.

Mr. Zimmerman spoke in favor of the bill, and Mr. Hubbard spoke against it.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 243 and the bill passed the House by the following vote: Yeas, 57; nays, 38; not voting, 4.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Berentson, Blair, Bluechel, Bottiger, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Costanti, Douthwaite, Farr, Gallagher, Gilleland, Grant, Haussler, Johnson, Kilbury, King, Kiskaddon, Knowles, Kraabel, Litchman, Luders, Lysen, Marsh, Martinis, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, O'Brien, Paris, Perry, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Shipoch, Thompson, Van Dyk, Williams, Wojahn, Zimmerman, Mr. Speaker.

Voting nay: Representatives Amen, Barden, Beck, Benitz, Bledsoe, Bozarth, Brown, Conway, Copeland, Cunningham, Curtis, Eikenberry, Flanagan, Garrett, Gladder, Goldsworthy, Hansey, Hatfield, Hubbard, Hurley, Jastad, Jones, Jueling, Julin, Kirk, Kopet, Kuehne, Morrison, Newhouse, North, Pardini, Polk, Richardson, Schumaker, Shera, Smith, Spanton, Wolf.

Not voting: Representatives Hoggins, Marzano, Smythe, Wanamaker.

Engrossed House Bill No. 243, 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.

HOUSE BILL NO. 249, by Representatives Martinis, Charette,

Wolf and Conner:

Limiting the number of commercial salmon licenses.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 249 was placed on final passage.

Mr. Martinis spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 249 and the bill passed the House by the following vote: Yeas, 87; nays, 11; not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Bauer, Benitz, Berentson, Blair, Bledsoe, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Curtis, Douthwaite, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Haussler, Hubbard, Hurley, Jastad, Jones, Juelling, Julin, Kilbury, King, Kirk, Knowles, Kopet, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Williams, Wojahn, Wolf, Zimmerman.

Voting nay: Representatives Barden, Beck, Bluechel, Cunningham, Eikenberry, Grant, Hoggins, Johnson, Kiskaddon, Kraabel, Mr. Speaker.

Not voting: Representative Wanamaker.

House Bill No. 249, 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.

HOUSE BILL NO. 254, by Representatives Charette, Zimmerman, Perry and Kilbury:

Providing procedures for inviting bids and awarding contracts by public utility districts.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 254 was placed on final passage.

Mr. Perry spoke in favor of the bill.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 254 and the bill passed the House by the following vote: Yeas, 96; nays, 1; not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representative Charnley.

Not voting: Representatives Brown, Wanamaker.

House Bill No. 254, 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.

HOUSE BILL NO. 270, by Representatives Kopet, Marsh, Goldsworthy and Thompson:

Establishing requirements for the executive budget proposal.

Committee on Appropriations recommendation: Majority, do pass with the following amendment:

On page 3, section 3, line 7 after "estimates" strike "and other required information"

The bill was read the second time.

On motion of Mr. Kopet, the committee amendment was adopted.

House Bill No. 270 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 270 was placed on final passage.

Mr. Kopet spoke in favor of the bill, and Mr. Hoggins spoke against it.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 270 and the bill passed the House by the following vote: Yeas, 87; nays, 10; not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hubbard, Hurley, Jastad, Johnson, Jones, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Marsh, Martinis, Marzano, Maxie, May, McCormick, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Perry, Polk, Randall, Richardson, Rosellini, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Williams, Wojahn, Wolf, Mr. Speaker.

Voting nay: Representatives Cunningham, Hoggins, Juelling, Lysen, McDermott, Mentor, Paris, Rabel, Ross, Zimmerman.

Not voting: Representatives Blair, Wanamaker.

Engrossed House Bill No. 270, 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.

HOUSE BILL NO. 275, by Representatives Kopet, Backstrom and Bluechel:

Authorizing the transfer of funds from the state trade fair fund to the general fund.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 275 was placed on final passage.

Mr. Kopet spoke in favor of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 275 and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Williams, Wojahn, Wolf, Zimmerman, Mr.

Speaker.

Not voting: Representative Wanamaker.

House Bill No. 275, 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.

HOUSE BILL NO. 289, by Representatives Jastad, Moon, Marzano, Haussler, Adams, Martinis, Ceccarelli and Merrill:

Defining dognapping as a crime and prescribing penalties therefor.

Committee on Agriculture recommendation: Majority, do pass with the following amendment:

On page 1, section 1, subsection (3), beginning on line 12 after "of a" strike all the matter down to and including "imprisonment" on line 15 and insert "misdemeanor"

The bill was read the second time.

Mr. Amen moved adoption of the committee amendment.

Mr. Amen spoke in favor of the committee amendment, and Mr. Eikenberry spoke against it.

The committee amendment was not adopted.

On motion of Mr. Morrison, the rules were suspended, the second reading considered the third, and House Bill No. 289 was placed on final passage.

Mr. Jastad spoke in favor of the bill, and Mr. Amen spoke against it.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 289 and the bill passed the House by the following vote: Yeas, 56; nays, 41; not voting, 2.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Blair, Bluechel, Bottiger, Bozarth, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Curtis, Douthwaite, Gallagher, Garrett, Gilleland, Grant, Haussler, Hurley, Jastad, Johnson, Jones, King, Kopet, Kuehnle, Litchman, Luders, Lysen, Martinis, Marzano, Maxie, May, McCormick, Merrill, Moon, O'Brien, Paris, Perry, Rosellini, Savage, Sawyer, Shera, Shinpoch, Smith, Thompson, Williams, Wojahn, Mr. Speaker.

Voting nay: Representatives Amen, Benitz, Berentson, Bledsoe, Bradley, Copeland, Costanti, Cunningham, Eikenberry, Farr, Planagan, Gladder, Goldsworthy, Hansey, Hatfield, Hoggins, Hubbard, Juelling, Julin, Kilbury, Kirk, Kiskaddon, Knowles, Kraabel, Marsh, McDermott, Mentor, Morrison, Newhouse, North, Pardini, Polk, Randall, Richardson, Ross, Schumaker, Smythe, Spanton, Van Dyk,

Wolf, Zimmerman.

Not voting: Representatives Rabel, Wanamaker.

House Bill No. 289, 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.

HOUSE BILL NO. 291, by Representatives Wanamaker, Beck, Berentson and Costanti (by Legislative Transportation Committee request):

Providing financial support for the Puget Sound ferry system.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 291 was placed on final passage.

Mr. Beck spoke in favor of the bill.

#### POINT OF INQUIRY

Mr. Beck yielded to question by Mr. Williams.

Mr. Williams: "Mr. Beck, evidently there are no new taxes in the amount of money that you are talking about going into this fund. This is a transfer of funds. Who loses when these funds are transferred?"

Mr. Beck: "It comes right off the top of the motor vehicle fund. It is a very small percentage. There is a slight reduction to cities, towns and counties. It changes the percentage of the formula so 1.45 percent will go to the ferry system."

Mr. Williams: "So there is a reduction in the amount of money that goes to cities and towns?"

Mr. Beck: "Very slight, maybe. There will be no reduction actually since the gasoline tax is going up at a far greater rate than this is taking out of it."

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 291 and the bill passed the House by the following vote: Yeas, 78; nays, 16; not voting, 5.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Gallagher, Garrett, Gilleland, Grant, Hansey, Hatfield, Hoggins, Hubbard, Hurley, Jastad, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kraabel, Litchman, Luders, Marsh, Martinis, May, McCormick, McDermott, Mentor,

Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smythe, Spanton, Thompson, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Amen, Bluechel, Bottiger, Douthwaite, Flanagan, Gladder, Goldsworthy, Johnson, Kopet, Kuehnle, Marzano, Polk, Richardson, Smith, Van Dyk, Williams.

Not voting: Representatives Bledsoe, Haussler, Lysen, Maxie, Wanamaker.

House Bill No. 291, 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.

HOUSE BILL NO. 299, by Representatives Randall, Smythe and Brown (by Superintendent of Public Instruction request):

Allowing receivables collectible in future fiscal years to be included in preliminary budgets of school districts.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 299 was placed on final passage.

Mr. Randall spoke in favor of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 299 and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Charette, Wanamaker.

House Bill No. 299, 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.

HOUSE BILL NO. 318, by Representative Mentor:

Relating to education.

On motion of Mr. Hoggins, Substitute House Bill No. 318 was substituted for House Bill No. 318, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 318 was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Substitute House Bill No. 318 was placed on final passage.

Mr. Mentor spoke in favor of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 318 and the bill passed the House by the following vote: Yeas, 95; nays, 3; not voting, 1.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Richardson, Fosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Amen, Conner, Pardini.

Not voting: Representative Wanamaker.

Substitute House Bill No. 318, 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.

HOUSE BILL NO. 323, by Representative Bluechel:

Relating to state government.

On motion of Mr. Bluechel, Substitute House Bill No. 323 was substituted for House Bill No. 323, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 323 was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Substitute House Bill No. 323 was placed on final passage.

Mr. Bluechel spoke in favor of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 323 and the bill passed the House by the following vote: Yeas, 93; nays, 4; not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinoch, Smith, Smythe, Spanton, Van Dyk, Williams, Wojahn, Wolf, Mr. Speaker.

Voting nay: Representatives Bottiger, Charnley, Johnson, Zimmerman.

Not voting: Representatives Thompson, Wanamaker.

Substitute House Bill No. 323, 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.

HOUSE BILL NO. 348, by Representatives Mentor, Conner, Backstrom, Copeland, Costanti, Cunningham, Farr, Gallagher, Gilleland, Hansey, Jastad, Jones, Martinis, Perry and Savage:

Relating to ferry routes and operations.

Committee on Transportation recommendation: Majority, to pass as amended. (For amendments see Journal for twenty-first day, January 30, 1972.)

The bill was read the second time.

On motion of Mr. Mentor, the committee amendments were adopted.

House Bill No. 348 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 348 was placed on final passage.

Mr. Mentor spoke in favor of the bill.

## POINT OF INQUIRY

Mr. Mentor yielded to question by Mr. Bottiger.

Mr. Bottiger: "Mr. Mentor, I realize that the ferry system is in pretty bad shape up there. Would this bill authorize the state to buy it?"

Mr. Mentor: "It doesn't have anything in there about authorizing to buy it, no. It just says if the certificate of convenience is defaulted, then the state can take over the certificate of convenience at no cost."

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 348 and the bill passed the House by the following vote: Yeas, 82; nays, 15; not voting, 2.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bluechel, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Jastad, Johnson, Jones, Juelling, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Marsh, Martinis, Marzano, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Schumaker, Shera, Smythe, Spanton, Thompson, Wojahn, Wolf, Mr. Speaker.

Voting nay: Representatives Amen, Bledsoe, Bottiger, Flanagan, Grant, Hurley, Julin, Maxie, Polk, Sawyer, Shinpoch, Smith, Van Dyk, Williams, Zimmerman.

Not voting: Representatives Lysen, Wanamaker.

Engrossed House Bill No. 348, 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.

HOUSE BILL NO. 349, by Representative Ekenberry:

Relating to landlords' liens.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 349 was placed on final passage.

## MEMBER EXCUSED FROM VOTING

Mr. Julin: "Mr. Speaker, pursuant to Rule 66, I ask that I be excused from voting on this particular measure for the reason that the statute being amended by this bill is the subject matter of a case now pending before our State Supreme Court and my office is involved in that litigation."

Mr. Eikenberry spoke in favor of the bill.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 349 and the bill passed the House by the following vote: Yeas, 95; nays, 1; not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representative Maxie.

Not voting: Representatives Haussler, Julin, Wanamaker.

House Bill No. 349, 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.

HOUSE BILL NO. 397, by Representative Charnley:

Authorizing the highway commission to erect along roads commercial signs pertaining to gas, food, and lodging.

Committee on Transportation recommendation: Majority, do pass with the following amendments:

On page 3, section 1, line 17 after "show the" insert "logo,"

On page 3, section 1, line 21 after "applicable." insert "logo,"

On page 3, section 2, line 30, after "maintain" and before "specific" insert "for experimental purposes at not more than eighteen interchanges"

On page 4, section 2, line 14 after the period insert "The commission shall report the results of its experiment and make recommendations to the first session of the legislature convening after January 1, 1974."

The bill was read the second time.

On motion of Mr. Charnley, the committee amendments were adopted.

## MOTION

Mr. Wolf moved that the House defer further consideration of House Bill No. 397, and the bill be placed at the bottom of today's second reading calendar.

The motion was carried on a rising vote.

HOUSE BILL NO. 408, by Representatives Ross, Maxie, Shera, Blair, Smythe, Newhouse, Pardini, Randall, Shinpoch, Kilbury, Kuehne, Eikenberry, Jones, Polk, Hatfield, Charette, Mentor and Brown:

Providing for operation of certain schools by educational service corporations.

## MOTION

On motion of Mr. Morrison, the House deferred consideration of House Bill No. 408, and the bill was ordered placed at the bottom of today's second reading calendar.

HOUSE BILL NO. 438, by Representative Kopet:

Creating a priority list of persons who may give consent to an autopsy in any particular case.

Committee on Social and Health Services recommendation: Majority, do pass with the following amendments:

On page 1, section 1, line 25, strike "diligent" and insert "reasonable"

On page 1, section 1, line 27, after "persons" insert "immediately"

On page 2, section 1, line 5 after "mortem." insert "Nothing in this 1972 amendatory act shall serve to prohibit any coroner from ordering an autopsy as provided for in RCW 68.08.100."

The bill was read the second time.

On motion of Mr. Farr, the committee amendments were adopted.

House Bill No. 438 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 438 was placed on final passage.

Mr. Kopet spoke in favor of passage of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 438 and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Lysen, Wanamaker.

Engrossed House Bill No. 438, 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.

#### STATEMENT FOR THE JOURNAL

My voting button failed to function and my vote was not recorded on Engrossed House Bill No. 438. I intended to vote "Yea."

KING LYSEN, 31st District.

#### HOUSE BILL NO. 439, by Representative Kopet:

Creating state and local improvements revolving account in state general fund.

Committee on State Government recommendation: Majority, do pass with the following amendments:

On page 1, line 3, strike everything after the enacting clause and insert:

"NEW SECTION. Section 1. There is added to Title 43 RCW a new section to read as follows:

There is hereby created within the state general fund an account to be known as the state and local improvements revolving account into which shall be deposited moneys as provided by law."

On page 1, line 1 of the title, strike everything after "AN ACT" and insert "Relating to the state general fund; and adding a new section to Title 43 RCW."

The bill was read the second time.

On motion of Mr. Bluechel, the committee amendments were adopted.

House Bill No. 439 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 439 was placed on final passage.

Mr. Kopet spoke in favor of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 439 and the bill passed the House by the following vote: Yeas, 88; nays, 8; not voting, 3.

Voting yea: Representatives Adams, Anderson, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smythe, Thompson, Van Dyk, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Amen, Backstrom, Grant, Hurley, Marzano, Richardson, Smith, Spanton.

Not voting: Representatives Douthwaite, Wanamaker, Williams.

Engrossed House Bill No. 439, 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.

HOUSE BILL NO. 444, by Representatives Marsh and Farr (by Department of Social and Health Services request):

Establishing an office of the public administrator within the attorney general's office.

Committee on Judiciary recommendation: Majority, do pass as amended. (For amendments see Journal for eighteenth day, January 27, 1972.)

The bill was read the second time.

On motion of Mr. Marsh, the committee amendments were adopted.

House Bill No. 444 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 444 was placed on final passage.

Mr. Marsh spoke in favor of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 444 and the bill passed the House by the following vote: Yeas, 95; nays, 2; not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Savage, Sawyer, Schumaker, SHERA, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Curtis, Hurley.

Not voting: Representatives Ross, Wanamaker.

Engrossed House Bill No. 444, 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.

HOUSE BILL NO. 454, by Representatives Curtis and Merrill:

Providing penalties for destroying or holding for more than thirty days beer kegs or casks.

On motion of Mr. Curtis, Substitute House Bill No. 454 was substituted for House Bill No. 454, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 454 was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Substitute House Bill No. 454 was placed on final passage.

Mr. Curtis spoke in favor of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 454 and the bill passed the House by the following vote: Yeas, 85; nays, 10; not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Farr, Flanagan, Gallagher, Garrett, Gladder, Goldsworthy,

Grant, Hansey, Hatfield, Hoggins, Hubbard, Johnson, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Williams, Wolf, Zimmerman.

Voting nay: Representatives Charnley, Eikenberry, Haussler, Hurley, Jastad, Jones, Kraabel, Moon, Wojahn, Mr. Speaker.

Not voting: Representatives Barden, Gilleland, Rabel, Wanamaker.

Substitute House Bill No. 454, 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.

HOUSE BILL NO. 467, by Representatives Kiskaddon, Maxie, Rabel, Kopet, Gladder, Benitz and Thompson (by Joint Committee on Higher Education request):

Implementing law relating to definitions of resident and nonresident students in institutions of higher education.

#### MOTION

On motion of Mr. Newhouse, House Bill No. 467 was rereferred to the Committee on Higher Education.

HOUSE BILL NO. 468, by Representatives Farr, Ceccarelli, Rabel, King, Maxie and Ross:

Providing that doctors shall have previous medical histories in child abuse cases.

Committee recommendation: Majority, do pass with the following amendment:

On page 1, section 1, line 12, after "chapter" strike the balance of the bill and insert "and, to those professionals, defined by rules and regulations, who might be treating the child and/or family; provided, that such law enforcement agencies and professionals shall not further disseminate or release such information so provided to them and shall respect the confidentiality of such information."

The bill was read the second time.

On motion of Mr. Farr, the committee amendment was adopted.

House Bill No. 468 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 468 was placed on final passage.

Miss Maxie spoke in favor of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 468 and the bill passed the House by the following vote: Yeas, 95; nays, 0; not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Hubbard, Kiskaddon, Lysen, Wanamaker.

Engrossed House Bill No. 468, 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.

STATEMENT FOR THE JOURNAL

My voting button failed to record my vote on Engrossed House Bill No. 468. I intended to vote aye.

KING LYSEN, 31st District.

HOUSE BILL NO. 469, by Representative Lysen:

Limiting the amount of smoke discharge from motor vehicles.

Committee on Transportation recommendation: Majority, do pass as amended. (For amendment see Journal for twenty-first day, January 30, 1972.)

The bill was read the second time.

On motion of Mr. Berentson, the committee amendment was adopted.

House Bill No. 469 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 469 was placed on final passage.

Mr. Lysen spoke in favor of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 469 and the bill passed the House by the following vote: Yeas, 83; nays, 14; not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Gallagher, Garrett, Goldsworthy, Grant, Hansey, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Kilbury, King, Kirk, Knowles, Kopet, Kraabel, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Pabel, Randall, Ross, Savage, Sawyer, Shera, Shinpoch, Smythe, Thompson, Van Dyk, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Bledsoe, Conner, Flanagan, Gilleland, Gladder, Hatfield, Julin, Kuehne, Polk, Richardson, Rosellini, Schumaker, Smith, Spanton.

Not voting: Representatives Kiskaddon, Wanamaker.

Engrossed House Bill No. 469, 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.

HOUSE BILL NO. 482, by Representatives North, Moon and Cunningham:

Providing for the establishment and the administration of certain natural area preserves.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 482 was placed on final passage.

Mrs. North spoke in favor of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 482 and the bill passed the House by the following vote: Yeas, 83; nays, 14; not voting, 2.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bluechel, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Farr, Garrett, Gilleland, Goldsworthy, Hansey, Haussler, Hoggins, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lysen, Marsh, Martinis, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk,

Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Shera, Shinpoch, Smith, Smythe, Thompson, Van Dyk, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Amen, Bottiger, Eikenberry, Flanagan, Gallagher, Gladder, Grant, Hatfield, Hubbard, Kuehnle, Marzano, Richardson, Schumaker, Spanton.

Not voting: Representatives Bledsoe, Wanamaker.

House Bill No. 482, 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.

HOUSE BILL NO. 508, by Representative Bottiger:

Providing for changes in retail installment sales contract requirements.

On motion of Mr. Curtis, Substitute House Bill No. 508 was substituted for House Bill No. 508, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 508 was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Substitute House Bill No. 508 was placed on final passage.

Mr. Bottiger spoke in favor of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 508 and the bill passed the House by the following vote: Yeas, 95; nays, 2; not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Thompson, Van Dyk, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Richardson, Spanton.

Not voting: Representatives Kiskaddon, Wanamaker.

Substitute House Bill No. 508, 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.

The Speaker called on Mr. Newhouse to preside.

HOUSE BILL NO. 512, by Representatives Ross and Maxie (by Secretary of State request):

Providing for publication of notice of certain elections in non-English newspapers.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 512 was placed on final passage.

Mr. Ross spoke in favor of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 512 and the bill passed the House by the following vote: Yeas, 82; nays, 13; not voting, 4.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Gallagher, Gilleland, Goldsworthy, Grant, Hansey, Haussler, Hoggins, Hubbard, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, Knowles, Kopet, Kraabel, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Shera, Shinpoch, Smythe, Thompson, Van Dyk, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Amen, Flanagan, Garrett, Gladder, Hatfield, Hurley, Kirk, Kuehnle, Polk, Richardson, Schumaker, Smith, Spanton.

Not voting: Representatives Benitz, King, Kiskaddon, Wanamaker.

House Bill No. 512, 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.

HOUSE BILL NO. 521, by Representatives Kopet and Gladder (by Department of Social and Health Services request):

Providing tuberculosis treatment of persons unable to pay.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 521 was placed on final passage.

Mr. Kopet spoke in favor of the bill.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 521 and the bill passed the House by the following vote: Yeas, 92; nays, 3; not voting, 4.

Voting yea: Representatives Adams, Amen, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Knowles, Kopet, Kraabel, Litchman, Luders, Lysen Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Williams, Wojahn, Wolf, Mr. Speaker.

Voting nay: Representatives Kuehnle, Richardson, Zimmerman.

Not voting: Representatives Anderson, Brown, Kiskaddon, Wanamaker.

House Bill No. 521, 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.

HOUSE BILL NO. 528, by Representative Spanton:

Changing registration period, registration display, and age requirements on snowmobiles.

Committee on Natural Resources and Ecology recommendation: Majority, do pass as amended. (For amendments see Journal for nineteenth day, January 28, 1972.)

The bill was read the second time.

On motion of Mr. Zimmerman, the committee amendments were adopted.

House Bill No. 528 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 528 was placed on final passage.

Mr. Spanton spoke in favor of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 528 and the bill passed the House by the following vote: Yeas, 94; nays, 3; not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Smith, Spanton, Thompson, Van Dyk, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Douthwaite, Eabel, Shinpoch.

Not voting: Representatives Smythe, Wanamaker.

Engrossed House Bill No. 528, 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.

HOUSE BILL NO. 537, by Representatives Kopet, Pardini and Curtis (by Department of Social and Health Services request):

Shortening time for declaration of undisclosed income or resources to department of public assistance by persons receiving such assistance.

## MOTION

On motion of Mr. Morrison, the House deferred consideration of House Bill No. 537, and the bill was ordered placed at the bottom of today's second reading calendar.

HOUSE BILL NO. 542, by Representatives Pardini and Kopet (by Department of Social and Health Services request):

Providing for the enforcement of child support.

On motion of Mr. Farr, Substitute House Bill No. 542 was substituted for House Bill No. 542, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 542 was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Substitute House Bill No. 542 was placed on final passage.

Mr. Pardini spoke in favor of the bill.

POINT OF INQUIRY

Mr. Pardini yielded to question by Mr. Zimmerman.

Mr. Zimmerman: "I was curious about the fiscal advancement as far as income to the state one way or another. Is there any likelihood that will be a factor to add or detract to the passage of the bill?"

Mr. Pardini: "It is anticipated that there will be additional revenue coming into the state. We are not sure exactly how much, Mr. Zimmerman, but it will be a plus factor."

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 542 and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Thompson, Van Dyk, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Spanton, Wanamaker.

Substitute House Bill No. 542, 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.

HOUSE BILL NO. 555, by Representative Shera (by Department of Personnel request):

Providing for expanded insurance programs for state employees and officials.

MOTION

On motion of Mr. Morrison, the House deferred consideration of House Bill No. 555, and the bill was placed at the bottom of today's second reading calendar.

HOUSE BILL NO. 558, by Representative Morrison:

Determining who shall sign certificate for the expenses of the legislature.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 558 was placed on final passage.

Mr. Morrison spoke in favor of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 558 and the bill passed the House by the following vote: Yeas, 93; nays, 2; not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Savage, Schumaker, Shera, Shinpoch, Smith, Smythe, Thompson, Van Dyk, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Ross, Sawyer.

Not voting: Representatives Copeland, Goldsworthy, Spanton, Wanamaker.

House Bill No. 558, 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.

HOUSE JOINT MEMORIAL NO. 5, by Representative Conway:

Petitioning Congress to authorize public service employment programs for recipients of public assistance.

Committee on Social and Health Services recommendation: Majority, do pass as amended. (For amendment see Journal for nineteenth day, January 28, 1972.)

The memorial was read the second time.

On motion of Mr. Farr, the committee amendment was adopted.

House Joint Memorial No. 5 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Joint Memorial No. 5 was placed on final passage.

Mr. Conway spoke in favor of the memorial.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Joint Memorial No. 5 and the memorial passed the House by the following vote: Yeas, 93; nays, 2; not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Kilbury, King, Kirk, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Thompson, Van Dyk, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Ross, Savage.

Not voting: Representatives Julin, Kiskaddon, Spanton, Wanamaker.

Engrossed House Joint Memorial No. 5, having received the constitutional majority, was declared passed.

HOUSE CONCURRENT RESOLUTION NO. 10, by Representatives Backstrom, Goldsworthy, Chatalas, Marsh, Moon, Bagnariol, Shera, Kopet and Grant:

Authorizing the continued study of alternative methods for funding various retirement systems.

The resolution was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Concurrent Resolution No. 10 was placed on final passage.

Mr. Backstrom spoke in favor of the resolution.

ROLL CALL

The Clerk called the roll on the final passage of House Concurrent Resolution No. 10 and the resolution passed the House by the following vote: Yeas, 96; nays, 1; not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth,

Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Thompson, Van Dyk, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representative Eikenberry.

Not voting: Representatives Spanton, Wanamaker.

House Concurrent Resolution No. 10, having received the constitutional majority, was declared passed.

HOUSE BILL NO. 194, by Representatives Polk, Bottiger, Julin and Spanton:

Providing for contractors bonds.

Committee recommendation: Majority, do pass with the following amendments:

On page 5, line 23 following section 4 add a new section to read as follows:

"NEW SECTION. Sec. 5. There is added to chapter 18.27 RCW a new section to read as follows:

The department of motor vehicles shall annually, starting July 1, 1973, compile a list of all contractors registered pursuant to the provisions of this chapter and update such list at least bimonthly. Such list shall be considered as public record information and shall be available to the public upon request: PROVIDED, That the department may charge a reasonable reproduction fee."

On page 1, line 6 of the title following "adding" and before "to" strike "a new section" and insert "new sections"

The bill was read the second time.

On motion of Mr. Curtis, the committee amendment adding a new section 5 was adopted.

Mr. Marsh moved adoption of the following amendment by Representatives Marsh and Smythe:

On page 5, section 4, line 22 after "chapter" and before the period insert the following: ": PROVIDED, FURTHER, That the provisions of this chapter relating to the registration or licensing of any person, firm, or corporation, including the requirement of a bond and the collection of a fee therefor shall not invalidate or abrogate any existing city or town ordinance relating to said matters which has been in effect for more than fifteen years preceding the effective date of this 1972 amendatory act"

Representatives Marsh and Smythe spoke in favor of the amendment, and Representatives Polk, Bottiger and Bluechel spoke against it.

POINT OF INQUIRY

Mr. Polk yielded to question by Mr. Lysen.

Mr. Lysen: "Representative Polk, I think there is some substantial support for what you are attempting to do here. The concern that I have, and some of us from the larger cities have, is what type of regulation will the city retain? You need different types of regulations in your major cities than you do in your rural areas."

Mr. Polk: "Mr. Lysen, if I understand your question correctly, this bill of course does not speak to building codes. You still have your Seattle Building Code intact, you still have uniform building codes being used in the county, and you still have other codes being used in other municipalities. We are only talking about the contractors and the licensing fee that is being charged the contractors--this revenue-raising device to just nickel and dime the contractors. That's all we are talking about."

Mr. Lysen: "You are not taking away the powers of your first class cities to regulate and enforce regulations?"

Mr. Polk: "No."

Mr. Zimmerman spoke in favor of the amendment by Representatives Marsh and Smythe to House Bill No. 194, and Mr. Curtis spoke against it.

Mr. Pardini demanded the previous question and the demand was sustained.

The amendment by Representatives Marsh and Smythe was not adopted.

On motion of Mr. Curtis, the committee amendment to the title was adopted.

House Bill No. 194 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 194 was placed on final passage.

Mr. Polk spoke in favor of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 194 and the bill passed the House by the following vote: Yeas, 92; nays, 5; not voting, 2.

Voting yeas: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley,

Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lysen, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Spanton, Thompson, Van Dyk, Wojahn, Wolf, Mr. Speaker.

Voting nay: Representatives Bauer, Kilbury, Marsh, Smythe, Zimmerman.

Not voting: Representatives Wanamaker, Williams.

Engrossed House Bill No. 194, 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.

HOUSE BILL NO. 233, by Representatives Jones, Perry, Gilleland, Polk, Brouillet, Bluechel, Julin and Litchman:

Providing for special commercial zones in which motor freight carriers can operate at prescribed rates.

Committee on State Government recommendation: Majority, do pass with the following amendment:

On page 2, section 2, line 7 after "commercially" strike "a part of one or more such cities or towns" and insert "interdependent"

The bill was read the second time.

On motion of Mr. Bluechel, the committee amendment was adopted.

Mr. Douthwaite moved adoption of the following amendment:

On page 1, section 1, line 22 after "interdependent" and before the period insert: "PROVIDED FURTHER, That no trucking routes through city residential neighborhoods shall be authorized without the prior consent of the city engineering department"

Mr. Douthwaite spoke in favor of the amendment.

#### POINT OF INQUIRY

Mr. Douthwaite yielded to question by Mr. Barden.

Mr. Barden: "Representative Douthwaite, in your opinion, if your amendment were adopted, would it have the effect of requiring that every time a resident were to change oil companies or change bread companies, or before any of the service organizations could extend service to

his home, that the service would have to get a permit to go to that house and to change its route in a particular neighborhood?"

Mr. Douthwaite: "I should think that is carrying it too far, Mr. Barden, but I would rather have Mr. Gilleland answer that question, or Mr. Polk or Mr. Jones or some of the people who know far more than I about this whole issue and whether or not these truck routes are transient or permanent or temporary, or how long they are established for."

Representatives Barden, Jones and Gilleland spoke against adoption of the amendment, and Mr. Douthwaite spoke again in favor of the amendment.

Representatives Bledsoe and O'Brien spoke against adoption of the amendment.

Mr. Beck demanded the previous question and the demand was sustained.

The amendment by Mr. Douthwaite was not adopted.

House Bill No. 233 was ordered engrossed.

On motion of Mr. Julin, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 233 was placed on final passage.

Mr. Jones spoke in favor of the bill.

Mr. Savage commented on Mr. Bledsoe's remarks in opposition to Mr. Douthwaite's amendment.

#### POINT OF ORDER

Mr. Pardini: "We are on final passage, and the gentleman is entitled to one speech against the bill."

The Speaker (Mr. Newhouse presiding): "Your point of order is not well taken. We are no longer on the consent calendar."

Mr. Douthwaite spoke against passage of the bill.

#### POINT OF INQUIRY

Mr. Jones yielded to question by Mr. Douthwaite.

Mr. Douthwaite: "I would like to ask, Mr. Jones: Do we who live in the city neighborhoods have anything to worry about in this bill in terms of establishing new routes which might run through our neighborhoods if the commission decides it might be a wise route for your intercity trucks? If we do, I think obviously we are going to have to improve this bill. If not, fine--I'll be glad to vote with you. Please answer the question."

Mr. Jones: "You are wrong. I don't think you have anything to fear but fear itself."

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 233 and the bill passed the House by the following vote: Yeas, 92; nays, 4; not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Marsh, Martinis, Marzano, May, McCormick, McDermott, Mentor, Merrill Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Smith, Smythe, Spanton, Thompson, Van Dyk, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Douthwaite, Hurley, Lysen, Shinpoch.

Not voting: Representatives Maxie, Rabel, Wanamaker.

Engrossed House Bill No. 233, 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.

HOUSE BILL NO. 240, by Representatives Marsh, Kirk and Farr (by Department of Social and Health Services request):

Providing wage rate exemptions for vocationally handicapped on public works.

The bill was read the second time.

On motion of Mr. Grant, the following amendment, by Representatives Grant and May was adopted:

On page 1, section 1, line 10 after "by" and before "physical" strike "age or"

The Clerk read the following amendment by Mr. Polk:

On page 1, section 1 beginning on line 10 strike "whose earning capacity is impaired by age or physical or mental deficiency or injury, under special certificates issued by the director,"

With the consent of the House, Mr. Polk withdrew his amendment.

Mr. Marsh moved adoption of the following amendment:

On page 1, section 1, line 12 after "director," insert "limited to sheltered workshops as defined in RCW 84.36.353,"

Mr. Marsh spoke in favor of the amendment.

POINT OF INQUIRY

Mr. Marsh yielded to question by Mr. Kuehnle.

Mr. Kuehnle: "Representative Marsh, I wish I were better informed on this subject, but it is my understanding that we have some vocational rehabilitation operations which are not clearly defined as sheltered workshops. We have in Spokane an operation called Supervised Occupational Enterprises, which is not technically classified as a sheltered workshop. They serve much the same purpose; they do employ retarded people. They are doing an excellent job of bringing them back into our society, but they are employed and paid less than prevailing wages. I want to be absolutely sure that we are not dealing them out of this very worthwhile program by your amendment."

Mr. Marsh: "I am afraid that if they are not classified as a sheltered workshop, they would be dealt out of this particular bill. I would have to ask you whether or not they fit the definition of a sheltered workshop."

Representatives Kuehnle and Hubbard spoke against adoption of the amendment, and Representatives Morrison and Savage spoke in favor of it.

The amendment by Mr. Marsh to House Bill No. 240 was adopted on a rising vote.

House Bill No. 240 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 240 was placed on final passage.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 240 and the bill passed the House by the following vote: Yeas, 92; nays, 4; not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Farr, Flanagan, Gallagher, Garrett, Gilleland, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Gladder, Kuehnle, Pardini, Richardson.

Not voting: Representatives Eikenberry, Jones, Wanamaker.

Engrossed House Bill No. 240, 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.

HOUSE BILL NO. 397, by Representative Charnley:

Authorizing the highway commission to erect along roads commercial signs pertaining to gas, food, and lodging.

The House resumed consideration of House Bill No. 397 on second reading. The Speaker (Mr. Newhouse presiding) stated that the committee amendments had been adopted.

House Bill No. 397 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 397 was placed on final passage.

Mr. Charnley spoke in favor of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 397 and the bill passed the House by the following vote: Yeas, 90; nays, 5; not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Haussler, Hoggins, Hurley, Jastad, Johnson, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Smythe, Spanton, Thompson, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Bradley, Grant, Shinpoch, Smith, Van Dyk.

Not voting: Representatives Eikenberry, Hubbard, Jones, Wanamaker.

Engrossed House Bill No. 397, 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.

HOUSE BILL NO. 408, by Representatives Ross, Maxie, Shera, Blair, Smythe, Newhouse, Pardini, Randall, Shinpoch, Kilbury, Kuehne, Eikenberry, Jones, Polk, Hatfield, Charette, Mentor and Brown:

Providing for operation of certain schools by educational service corporations.

Committee on Education and Libraries recommendation: Majority, do pass with the following amendment:

On page 3, beginning on line 11 strike section 6 and insert:

"NEW SECTION. Sec. 6. (1) The teachers from the school district contracting with the educational service corporation who are employed to teach in a demonstration school shall retain employee status with the school district while employed by the educational service corporation.

(2) Teachers in a demonstration school, whether from the contracting school district or from an outside school district, and personnel hired as teachers by a demonstration school shall be eligible to join or continue to make contributions to the state teachers' retirement system, as established by chapter 41.32 RCW, with full rights and privileges of other members."

The bill was read the second time.

On motion of Mr. Hoggins, the committee amendment was adopted.

Mr. Hoggins moved adoption of the following amendment by Representatives Ross and Hoggins:

On page 4, following section 12, insert a new section to read as follows:

"NEW SECTION. Sec. 13. The provisions of this 1972 act shall remain effective for a period of five years from its effective date."

Mr. Hoggins spoke in favor of the amendment.

#### POINT OF ORDER

Mrs. Hurley: "It seems to me that by this amendment they are trying to tie down future legislatures from changing or amending the provisions of the bill. I think this is not proper."

#### RULING BY THE SPEAKER (MR. NEWHOUSE PRESIDING)

The Speaker (Mr. Newhouse presiding): "In many cases a termination date may be established, but we do not by that mean to restrict the operations of future sessions of the legislature. The Speaker would rule that your point is not well taken."

Mr. Hoggins spoke again in favor of the amendment, and the amendment was adopted.

House Bill No. 408 was ordered engrossed.

Mr. Wolf moved that the rules be suspended, the second reading considered the third, and Engrossed House Bill No. 408 be placed on final passage.

The motion was lost on a rising vote.

#### MOTION FOR RECONSIDERATION

Mr. Wolf, having voted on the prevailing side, moved that the House do now reconsider the vote by which the motion to suspend the rules and advance Engrossed House Bill No. 408 to third reading failed.

Mr. Pardini demanded an electric roll call.

The Speaker resumed the Chair.

#### POINT OF ORDER

Mr. O'Brien: "The question I raise is whether or not you can reconsider the motion to suspend the rules."

#### RULING BY THE SPEAKER

The Speaker: "Reed's Rule 204 reads: 'A motion to reconsider is applicable to almost all motions. The exceptions are, the motion to adjourn, to lay on the table when decided in the affirmative, suspension of rules, and the motion to reconsider itself.' The motion to reconsider the motion to suspend the rules is not in order."

#### POINT OF ORDER

Mr. Pardini: "Mr. Speaker, I think the vote was announced at 55 to 30. I think two-thirds of the body would constitute that. I might be wrong on the announcement of the vote, but I think we ought to calculate. We don't have all the members present."

#### RULING BY THE SPEAKER

The Speaker: "It only takes two-thirds of the members present to suspend the rules. The vote was 54 to 30. It would have required 56 votes to suspend the rules with that number in attendance. The motion is defeated."

Engrossed House Bill No. 408 was passed to Committee on Rules and Administration for third reading.

HOUSE BILL NO. 537, by Representatives Kopet, Pardini and Curtis (by Department of Social and Health Services request):

Shortening time for declaration of undisclosed income or resources to department of public assistance by persons receiving such assistance.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 537 was placed on final passage.

Mr. Kopet spoke in favor of the bill.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 537 and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kuehne, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Eikenberry, Kraabel, Wanamaker.

House Bill No. 537, 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.

HOUSE BILL NO. 555, by Representative Shera (by Department of Personnel request):

Providing for expanded insurance programs for state employees and officials.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 555 was placed on final passage.

POINT OF INQUIRY

Mr. Shera yielded to question by Mr. Spanton.

Mr. Spanton: "Mr. Shera, under the provisions of this act, there is no intent here, is there, to require certain agencies or other agencies to accept or force any particular plans upon those agencies to replace the ones they might now have?"

Mr. Shera: "No, none whatsoever. It will enable this board to get a handle on the plans they do have and be able to advise them with some outside actuarial help on whether or not they have got a good deal or not. We find some of the plans in certain agencies now are not even put out for competitive bid, and we feel that going in this direction we can save the employees some money."

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 555 and the bill passed the House by the following vote: Yeas, 95; nays, 2; not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Bottiger, Juelling.

Not voting: Representatives Fikenberry, Wanamaker.

House Bill No. 555, 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.

#### MOTIONS

On motion of Mr. Morrison, all bills passed today were ordered transmitted immediately to the Senate.

Mr. Randall moved that the Committee on Rules and Administration be relieved of HOUSE BILL NO. 410 and it be placed on the second reading calendar for immediate consideration.

On motion of Mr. Morrison, the House adjourned until 11:00 a.m., Thursday, February 3, 1972.

THOMAS A. SWAYZE, Jr., Speaker.  
MALCOLM McBEATH, Chief Clerk.

TWENTY-FIFTH DAY

-----  
MORNING SESSION  
-----

House Chamber, Olympia, Wash., Thursday, February 3, 1972.

The House was called to order at 11:00 a.m. by the Speaker (Mr. Morrison presiding). The Clerk called the roll and all members were present except Representatives Knowles, Spanton, Williams and Wolf who were excused.

The Speaker assumed the Chair.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by The Reverend Louis J. Gaffney, President of Seattle University.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

MESSAGES FROM THE SENATE

February 2, 1972

Mr. Speaker: The Senate has passed:  
          ENGROSSED SENATE BILL NO. 27,  
ENGROSSED SUBSTITUTE SENATE BILL NO. 29,  
          ENGROSSED SENATE BILL NO. 80,  
          ENGROSSED SENATE BILL NO. 90,  
REENGROSSED SENATE BILL NO. 92,  
          SENATE BILL NO. 98,  
          SUBSTITUTE SENATE BILL NO. 151,  
          ENGROSSED SENATE BILL NO. 184,  
          ENGROSSED SENATE BILL NO. 185,  
ENGROSSED SUBSTITUTE SENATE BILL NO. 200,  
          ENGROSSED SENATE BILL NO. 230,  
          ENGROSSED SENATE BILL NO. 253,  
          SUBSTITUTE SENATE BILL NO. 170,  
          SUBSTITUTE SENATE BILL NO. 272,  
          ENGROSSED SENATE BILL NO. 350,  
          SUBSTITUTE SENATE BILL NO. 355,  
          SUBSTITUTE SENATE BILL NO. 374,  
          ENGROSSED SENATE BILL NO. 393,  
          SUBSTITUTE SENATE BILL NO. 403,  
          SENATE BILL NO. 414,  
ENGROSSED SUBSTITUTE SENATE BILL NO. 438,

and the same are herewith transmitted.

Bill Gleason, Assistant Secretary.

INTRODUCTION AND FIRST READING

ENGROSSED SENATE BILL NO. 27, by Senators Gissberg and Andersen:

AN ACT Relating to the salaries of supreme court justices, court of appeals judges, and superior court judges; amending section 1, chapter 144, Laws of 1953 as last amended by section 1, chapter 127, Laws of 1965 ex. sess. and RCW 2.04.090; amending section 6, chapter 221, Laws of 1969 ex. sess. and RCW 2.06.060; and amending section 2, chapter 144, Laws of 1953 as last amended by section 1, chapter 65, Laws of 1967 and RCW 2.08.090; making appropriations; and declaring an effective date.

To Committee on Judiciary.

ENGROSSED SUBSTITUTE SENATE BILL NO. 29, by Committee on Medicine, Dentistry, and Health Care, Air and Water Pollution (Originally sponsored by: Senators Holman, Day and Dore):

AN ACT Relating to public health; enacting the Uniform Alcoholism and Intoxication Treatment Act; amending section 1, page 85, Laws of 1875 as last amended by section 1, chapter 112, Laws of 1965 ex. sess. and RCW 9.87.010; amending section 3, chapter 111, Laws of 1967 ex. sess. as amended by section 7, chapter 304, Laws of 1971 ex. sess. and RCW 71.24.030; repealing section 1, chapter 85, Laws of 1959 and RCW 70.96.010; repealing section 2, chapter 85, Laws of 1959 and RCW 70.96.020; repealing section 3, chapter 85, Laws of 1959 and RCW 70.96.030; repealing section 4, chapter 85, Laws of 1959 and RCW 70.96.040; repealing section 5, chapter 85, Laws of 1959 and RCW 70.96.050; repealing section 6, chapter 85, Laws of 1959 and RCW 70.96.060; repealing section 7, chapter 85, Laws of 1959 and RCW 70.96.070; repealing section 8, chapter 85, Laws of 1959 and RCW 70.96.080; repealing section 9, chapter 85, Laws of 1959 and RCW 70.96.090; repealing section 10, chapter 85, Laws of 1959 and RCW 70.96.100; repealing section 11, chapter 85, Laws of 1959 and RCW 70.96.110; repealing section 12, chapter 85, Laws of 1959 and RCW 70.96.120; repealing section 13, chapter 85, Laws of 1959 and RCW 70.96.130; repealing section 14, chapter 85, Laws of 1959 and RCW 70.96.140; repealing section 16, chapter 85, Laws of 1959 and RCW 70.96.900; repealing section 71.08.010, chapter 25, Laws of 1959 and RCW 71.08.010; repealing section 71.08.020, chapter 25, Laws of 1959 and RCW 71.08.020; repealing section 71.08.030, chapter 25, Laws of 1959 and RCW 71.08.030; repealing section 71.08.040, chapter 25, Laws of 1959 and RCW 71.08.040; repealing section 71.08.050, chapter 25, Laws of 1959 and RCW 71.08.050; repealing section 71.08.060, chapter 25, Laws of 1959 and RCW 71.08.060; repealing section 71.08.070, chapter 25, Laws of 1959 and RCW 71.08.070; repealing section 71.08.080, chapter 25, Laws of 1959 and RCW 71.08.080; repealing section 71.08.090, chapter 25, Laws of 1959 and RCW 71.08.090; repealing section 1, chapter

23, Laws of 1909 ex. sess. RCW 9.68.040; adding a new chapter to Title 70 RCW; and prescribing an effective date.

To Committee on Social and Health Services.

ENGROSSED SENATE BILL NO. 80, by Senators Francis, Foley and Holman:

AN ACT Relating to court appointed interpreters; and adding a new chapter to Title 2 RCW.

To Committee on Judiciary.

ENGROSSED SENATE BILL NO. 90, by Senators Andersen, Day and Sandison:

AN ACT Relating to fees of clerks of the superior courts; providing for allocating portions thereof for judicial salaries; amending section 36.18.020, chapter 4, Laws of 1963, as last amended by section 1, chapter 32, Laws of 1970 ex. sess. and RCW 36.18.020; adding a new section to chapter 4, Laws of 1963 and to chapter 36.18 RCW; and establishing an effective date.

To Committee on Judiciary.

REENGROSSED SENATE BILL NO. 92, by Senators Greive, Gardner, Cooney, Keefe, Peterson (Ted), Elicker, Holman, Murray, Washington, Fleming and Talley (by Legislative Council and Executive request):

AN ACT Relating to economic development; adding a new chapter to Title 43 RCW; creating new sections; and declaring an emergency.

To Committee on State Government.

SENATE BILL NO. 98, by Senators Scott and Wilson (by Secretary of State request):

AN ACT Relating to elections; and adding new sections to chapter 9, Laws of 1965 and to chapter 29.21 RCW.

To Committee on Elections and Apportionment.

SUBSTITUTE SENATE BILL NO. 151, by Committee on State Government:

AN ACT Relating to outdoor music festivals; amending section 23, chapter 302, Laws of 1971 ex. sess. and RCW 70.108.040; amending section 24, chapter 302, Laws of 1971 ex. sess. and RCW 70.108.050; amending section 26, chapter 302, Laws of 1971 ex. sess. and

RCW 70.108.070; adding new sections to chapter 70.108 RCW; defining crimes; prescribing penalties; and declaring an emergency.

To Committee on Local Government.

ENGROSSED SENATE BILL NO. 184, by Senators Lewis, Washington and Foley:

AN ACT Relating to payroll deductions for certificated employees of school districts; creating a new section; and adding a new section to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.67 RCW.

To Committee on Education and Libraries.

ENGROSSED SENATE BILL NO. 185, by Senators Greive, Stender, Fleming, Ridder, Herr, Cooney, and Rasmussen:

AN ACT Relating to labor relations and practices; and enacting a "Washington State Labor Relations Act".

To Committee on Labor and Employment Security.

ENGROSSED SUBSTITUTE SENATE BILL NO. 200, by Committee on Natural Resources, Fisheries and Game (Originally sponsored by: Senator Lowell Peterson):

AN ACT Relating to food fish and shellfish; providing for a Canadian resident personal use food fish and shellfish license; designating the uses of moneys received from license fees; adding new sections to chapter 12, Laws of 1955 and to chapter 75.28 RCW; providing penalties; and declaring an emergency.

To Committee on Natural Resources and Ecology.

ENGROSSED SENATE BILL NO. 230, by Senators Durkan and Woodall:

AN ACT Relating to alien employment; adding new sections to chapter 39.20, RCW; and prescribing penalties.

To Committee on Labor and Employment Security.

ENGROSSED SENATE BILL NO. 253, by Senator Gissberg:

AN ACT Relating to the state bar act; and amending section 5, chapter 94, Laws of 1933 and RCW 2.48.030.

To Committee on Judiciary.

SUBSTITUTE SENATE BILL NO. 270, by Committee on Transportation:

AN ACT Relating to snowmobiles; amending section 4, chapter 29, Laws of 1971 ex. sess. and RCW 46.10.040; amending section 8, chapter 29, Laws of 1971 ex. sess. and RCW 46.10.080; amending section 11, chapter 29, Laws of 1971 ex. sess. and RCW 46.10.110; and amending section 12, chapter 29, Laws of 1971 ex. sess. and RCW 46.10.120; and adding a new section to chapter 29, Laws of 1971 ex. sess. and to chapter 46.10 RCW.

To Committee on Natural Resources and Ecology.

SUBSTITUTE SENATE BILL NO. 272, by Committee on State Government (Originally sponsored by: Senators Gissberg and Metcalf):

AN ACT Relating to the intergovernmental disposition of property; and amending section 1, chapter 133, Laws of 1953, and RCW 39.33.010.

To Committee on Local Government.

ENGROSSED SENATE BILL NO. 350, by Senator Huntley:

AN ACT Relating to budgets of school districts; amending section 28A.65.170, chapter 223, Laws of 1969 ex. sess. as last amended by section 3, chapter 93, Laws of 1971 ex. sess. and RCW 28A.65.170; amending section 28A.65.080 RCW 1st ex. sess. and RCW 28A.65.080; and declaring an emergency.

To Committee on Education and Libraries.

SUBSTITUTE SENATE BILL NO. 355, by Committee on Transportation (Originally sponsored by: Senators Huntley and Washington):

AN ACT Relating to motor vehicles; amending section 46.68.120, chapter 12, Laws of 1961 as last amended by section 75, chapter 32, Laws of 1967 and RCW 46.68.120; and declaring an emergency.

To Committee on Transportation.

SUBSTITUTE SENATE BILL NO. 374, by Committee on Education (Originally sponsored by: Senators Odgaard, Ridder, Canfield, Stortini and Guess):

AN ACT Relating to the state plan for vocational education; amending section 28B.50.230, chapter 223, Laws of 1969 ex. sess. and RCW 28B.50.230; and declaring an emergency.

To Committee on Higher Education.

ENGROSSED SENATE BILL NO. 393, by Senator Fleming:

AN ACT Relating to industrial insurance; and adding a new section to chapter 51.48 RCW.

To Committee on Labor and Employment Security.

SUBSTITUTE SENATE BILL NO. 403, by Committee on Judiciary (Originally sponsored by: Senators Dore and Mardesich):

AN ACT Relating to security transactions; providing for exclusion of patronage dividends from the definition of security; and amending section 60, chapter 282, Laws of 1959 as last amended by section 1, chapter 199, Laws of 1967 and RCW 21.20.005.

To Committee on Judiciary.

SENATE BILL NO. 414, by Senator Francis:

AN ACT Relating to school district employee benefits; adding a new section to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.58 RCW; and declaring an emergency.

To Committee on Financial Institutions and Insurance.

ENGROSSED SUBSTITUTE SENATE BILL NO. 438, by Committee on State Government (Originally sponsored by: Senators Lewis, Rasmussen, Walgren, Knoblauch and Durkan):

AN ACT Relating to public employment; amending section 1, chapter 274, Laws of 1947 as last amended by section 2, chapter 271, Laws of 1971 ex. sess. and RCW 41.40.010; amending section 11, chapter 274, Laws of 1947 as last amended by section 2, chapter 127, Laws of 1967 and RCW 41.40.100; amending section 18, chapter 274, Laws of 1947 as last amended by section 7, chapter 128, Laws of 1969 and RCW 41.40.170; amending section 19, chapter 274, Laws of 1947 as last amended by section 7, chapter 271, Laws of 1971 ex. sess. and RCW 41.40.180; amending section 20, chapter 274, Laws of 1947 as last amended by section 5, chapter 271, Laws of 1971 ex. sess. and RCW 41.40.190; amending section 22, chapter 274, Laws of 1947 and RCW 41.40.210; amending section 23, chapter 274, Laws of 1947 as last amended by section 8, chapter 271, Laws of 1971 ex. sess. and RCW 41.40.220; amending section 26, chapter 274, Laws of 1947 as last amended by section 10, chapter 128, Laws of 1969 and RCW 41.40.250; amending section 28, chapter 274, Laws of 1947 as last amended by section 11, chapter 128, Laws of 1969 and RCW 41.40.270; amending section 34, chapter 274, Laws of 1971 ex. sess. and RCW 41.40.330; amending section 4, chapter

231, Laws of 1957 as last amended by section 11, chapter 271, Laws of 1971 ex. sess. and RCW 41.40.361; repealing section 25, chapter 274, Laws of 1947 and RCW 41.40.240; adding new sections to chapter 41.40 RCW; and declaring an emergency.

To Committee on Financial Institutions and Insurance.

MOTION

Mr. Morrison moved that the bills printed on today's agenda under fourth order of business be referred to the committees specified.

Mr. King demanded a Call of the House, and the demand was sustained.

CALL OF THE HOUSE

The Sergeant at Arms was instructed to lock the doors.

The Clerk called the roll and all members were present except Representatives Knowles, Spanton, Williams and Wolf.

On motion of Mr. Morrison, the absent members were excused and the House proceeded with business under the Call of the House.

The Speaker stated the question before the House to be the motion by Mr. Morrison.

MOTION

Mr. Grant moved that the motion by Mr. Morrison be amended and that ENGROSSED SUBSTITUTE SENATE BILL NO. 438 be referred to the Committee on Labor and Employment Security.

Mr. Rosellini demanded an electric roll call and the demand was sustained.

The Speaker declared the House to be at ease.  
The Speaker called the House to order.

The Speaker stated the question before the House to be the motion by Mr. Grant to amend the motion by Mr. Morrison and refer Engrossed Substitute Senate Bill No. 438 to the Committee on Labor and Employment Security.

Representatives Grant, Sawyer, Charette and Savage spoke in favor of the motion, and Representatives Morrison, Shera, Hubbard, Pardini and Curtis spoke against it.

POINT OF INQUIRY

Mr. Grant yielded to question by Mr. Marzano.

Mr. Marzano: "Mr. Grant, could you tell us by what vote Engrossed Substitute Senate Bill No. 438, which pertains to public pensions, passed the Senate?"

Mr. Grant: "Yes, I can tell you, Mr. Marzano, that this bill passed the Senate by a vote of forty-eight to nothing."

Mr. Wolf appeared at the bar of the House.

Mr. Beck demanded the previous question and the demand was sustained.

#### ROLL CALL

The Clerk called the roll on the motion by Mr. Grant to amend the motion by Representative Morrison and refer Engrossed Substitute Senate Bill No. 438 to Committee on Labor and Employment Security, and the motion was lost by the following vote: Yeas, 46; nays, 50; not voting, 3.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Douthwaite, Gallagher, Grant, Haussler, Hurley, Jastad, Johnson, Kilbury, King, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, O'Brien, Perry, Randall, Rosellini, Savage, Sawyer, Shipoch, Thompson, Van Dyk, Wejahn.

Voting nay: Representatives Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Hoggins, Hubbard, Jones, Juelling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, Mentor, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Richardson, Ross, Schumaker, Shera, Smith, Smythe, Wanamaker, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Knowles, Spanton, Williams.

The Speaker stated the question before the House to be the motion by Mr. Morrison to refer the bills printed on today's agenda under fourth order of business to the committees specified.

The motion was carried.

#### RESOLUTIONS

HOUSE RESOLUTION NO. 72-24 by Representatives Douthwaite, Kiskaddon, Rabel, Maxie and Van Dyk:

WHEREAS, There is no systematic scheme for providing common and higher education for prisoners in the State of Washington; and

WHEREAS, There are some federal and state studies of prisoner education which will soon be available; and

WHEREAS, Several private and state educational institutions have individually begun limited programs for prisoner education; and

WHEREAS, An association of the educational institutions would facilitate communication and maximize resources; and

WHEREAS, There is a need for cooperation between city, county, state, and federal correctional and educational agencies; and

WHEREAS, This cooperation would establish a link between prisons and various governmental levels and schools providing different levels of education, thus defining various interrelated routes for prisoner education advancement; and

WHEREAS, The Joint Committee on Higher Education and the Joint Committee on Education have established a Joint Subcommittee on Institutional Education to implement Senate Concurrent Resolution No. 4, 1971 Session;

NOW, THEREFORE, BE IT RESOLVED, That the House of Representatives directs the Joint Committee on Higher Education and the Joint Committee on Education to incorporate within their institutional educational programs study, a study in conjunction with educational institutions both public and private, academic and vocational, and all the correctional institutions, to determine what efforts are being made and should be made in prisoner education from common through vocational schools and college and university levels; further, to determine what coordination is required among the educational and correctional institutions and agencies, and to prepare for the 1973 Legislature whatever legislation may be required to promote rehabilitation through education; and

BE IT FURTHER RESOLVED, That the Legislative Council appoints members of its Institution Subcommittee to serve with the Joint Committee on Higher Education and the Joint Committee on Education in conducting this study.

Mr. Douthwaite moved adoption of the resolution.

Representatives Douthwaite, Kiskaddon and Savage spoke in favor of the resolution, and Representative Hurley spoke against it.

House Resolution No. 72-24 was adopted on a rising vote.

HOUSE RESOLUTION NO. 72-25 by Representatives Douthwaite, Williams, Grant, Copeland and Kilbury:

WHEREAS, The State of Washington has a vested interest in providing continuous liaison with the State Legislature and the Federal Congress in matters dealing with the economic development of Washington State; and

WHEREAS, The need exists to continuously inform the members of the Washington State Legislature of Federal contracts and grants which may be available; and

WHEREAS, There is a desire to inform the members of the Senate and Congress of the needs of the people of Washington State; and

WHEREAS, The State of Washington recognizes the need to inform all relevant government agencies of the opportunities available to them in Washington State; and

WHEREAS, The State of Washington recognizes the need to inform all relevant state agencies of opportunities

available to them from the Federal government; and  
WHEREAS, The State of California and Texas have adopted legislation which provides for a legislative liaison office in Washington, D. C., and a recent report by the Citizens Conference on State Legislatures recommends the State of Washington initiate a legislative liaison office in Washington, D. C.; and

WHEREAS, Many cities have instituted liaison offices in Washington, D. C., and have developed strong relationships with the Federal government which have reduced states' effectiveness in administering traditional areas of states' jurisdiction;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Legislative Council be authorized and directed to undertake a study of implementing such a liaison office in Washington, D. C., for the State of Washington; and

BE IT FURTHER RESOLVED, That the results of the study and recommendations be presented to the next Regular Session of the Legislature for its consideration.

Mr. Douthwaite moved adoption of the resolution, and spoke in favor of its adoption.

#### POINT OF INQUIRY

Mr. Douthwaite yielded to question by Mr. Goldsworthy.

Mr. Goldsworthy: "Looking over this, did we have another one here earlier that you introduced that had a fiscal note on it or a fiscal impact? It seems to me I saw this same resolution with a request for \$200,000 or some such figure to open up this office. Or did I have a dream about it?"

Mr. Douthwaite: "No, you are correct, sir. The previous paper you saw had a note of fiscal impact. That was with reference to a bill which was to be drafted to establish an office this year. This resolution, on the other hand, simply calls for a study to be made of what advantages might be obtained from initiating such an office. But you are correct, that was the estimate of the amount of money it would cost if and when we decided to take action."

Representatives Goldsworthy and O'Brien stated they did not oppose a study being made.

Representatives Beck and Barden spoke against adoption of the resolution.

Mr. Douthwaite closed debate, speaking in favor of the resolution.

House Resolution No. 72+25 was lost on a rising vote.

The Speaker stated that, the request of the prime

sponsor, House Resolution No. 72-26 would be deferred until a later time.

## REPORTS OF STANDING COMMITTEES

February 2, 1972

HOUSE BILL NO. 102, Prime Sponsor: Representative Smythe, removing the two percent maximum on the cost the state may charge the city or county of collecting the sales and/or use tax and removing the cut-off date for the local sales tax, reported by Committee on Revenue and Taxation.

MAJORITY recommendation: Do pass. Signed by Representatives Flanagan, Chairman, Kiskaddon, Vice Chairman, Bagnariol, Benitz, Bledsoe, Ceccarelli, Hatfield, Haussler, Kilbury, King, Kuehnle, Marzano, Pardini, Randall.

To Committee on Rules and Administration for second reading.

February 2, 1972

HOUSE BILL NO. 142, Prime Sponsor: Representative Newhouse, providing for payments in lieu of property taxes upon the university tract properties, reported by Committee on Revenue and Taxation.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, line 22 after "therof" strike everything through "thereon" on line 24 and insert ": PROVIDED, That in the event that it is determined by a court of final jurisdiction that the provisions of chapter 43, Laws of 1971 first ex. sess., insofar as they affect taxes due and payable in 1972 and 1973 by any lessee of the university tract, are held unconstitutional, the sums paid pursuant to this 1972 amendatory act in such years shall be refunded in accordance with the provisions of chapter 84.69 RCW"

Signed by Representatives Flanagan, Chairman, Kiskaddon, Vice Chairman, Bagnariol, Benitz, Bledsoe, Ceccarelli, Hatfield, Haussler, Hurley, Kilbury, King, Kuehnle, Marzano, Pardini, Randall.

To Committee on Rules and Administration for second reading.

February 2, 1972

HOUSE BILL NO. 414, Prime Sponsor: Representative Flanagan, relating to revenue and taxation, reported by Committee on Revenue and Taxation.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass. Signed by Representatives Flanagan, Chairman, Kiskaddon,

Vice Chairman, Bagnariol, Benitz, Bledsoe, Ceccarelli, , Hatfield, Haussler, Hurley, Kilbury, King, Kuehnle, Marzano, Pardini, Randall.

To Committee on Rules and Administration for second reading.

February 2, 1972

HOUSE CONCURRENT RESOLUTION NO. 4, Prime Sponsor: Representative Kilbury, providing for a study by the forest tax committee of a method of valuing agricultural lands based upon earning and productive capacity, reported by Committee on Revenue and Taxation.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, line 8, beginning with "WHEREAS" strike all material through line 12 ending with "possible;"

On page 1, line 14, strike "Forest" and insert "Property"

Signed by Representatives Flanagan, Chairman, Kiskaddon, Vice Chairman, Bagnariol, Benitz, Bledsoe, Ceccarelli, Hatfield, Haussler, Kilbury, King, Kuehnle, Marzano, Pardini, Randall.

To Committee on Rules and Administration for second reading.

### THIRD READING

On motion of Mr. Morrison, the bills listed on today's third reading calendar, SUBSTITUTE HOUSE BILL NO. 183 and ENGROSSED SUBSTITUTE HOUSE BILL NO. 188, were rereferred to the Committee on Rules and Administration.

### MOTIONS

On motion of Mr. Bledsoe, the House dispensed with further business under the Call of the House.

On motion of Mr. Bledsoe, the House adjourned until 10:00 a.m., Friday, February 4, 1972.

THOMAS A. SWAYZE, Jr., Speaker.  
MALCOLM McBEATH, Chief Clerk.

## TWENTY-SIXTH DAY

## MORNING SESSION

House Chamber, Olympia, Wash., Friday, February 4, 1972.

The House was called to order at 10:00 a.m. by the Speaker. The Clerk called the roll and all members were present except Representatives Adams, Barden, Copeland, Hubbard, Kirk, Maxie, Shera and Spanton. Representatives Adams, Barden, Copeland, Hubbard, Kirk, Maxie and Spanton were excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by the Reverend Paul McCann of the United Churches of Olympia.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

## RESOLUTIONS

HOUSE RESOLUTION NO. 72-27 by Representatives North, Haussler and Smythe:

WHEREAS, Bicycling is more popular today than at any time since the turn of the century; and

WHEREAS, There has been widespread public concern about the pollution caused by automobiles; and

WHEREAS, Recent public opinion polls indicate that the general public is seeking pollution-free methods of transportation; and

WHEREAS, Walkways and bicycle paths are of paramount importance to the public safety and welfare of our residents; and

WHEREAS, Local governments should assume the primary responsibility for the planning and construction of walkways and bicycle paths; and

WHEREAS, The legislative authorities of cities, towns, and counties should seek the advice of and consult with the State Department of Highways on the planning and construction of walkways and bicycle paths in order to achieve a uniform system of such walkways and bicycle paths, including the installation of proper racks and parking areas designed to reduce the number of thefts of bicycles; and

WHEREAS, There exists a real need for embarking on a program of locally financed and implemented pedestrian and bicycle paths;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Legislative Council is requested and authorized to undertake a study of the need for walkways and bicycle paths and recommend principles and procedures whereby local action can be transformed into an

effective program capable of producing the desired results.

BE IT FURTHER RESOLVED, That the Council give special attention to the problems of funding such a program at a local level and explore the possibilities of a user fee system whereby those persons receiving the primary benefit from such facilities would bear a substantial part of the cost involved in the construction and maintenance of such facilities, including, but not limited to the imposition of a local excise tax on the sale of bicycles and a possible reallocation of funds derived from the excise tax imposed on motor vehicle registration.

BE IT FURTHER RESOLVED, That the results of the study be presented to the next Regular Session of the Legislature for its consideration.

Mrs. North moved adoption of the resolution.

Representatives North, Mentor and Bradley spoke in favor of the resolution, and the resolution was adopted.

HOUSE RESOLUTION NO. 72-28 by Representatives Hurley and May:

WHEREAS, The state auditor in a special examination of a department of highways' employee revealed several apparent violations of the executive conflict of interest act, to which violations the state auditor has ascribed an economic value of \$4,588.73; and

WHEREAS, These apparent violations included: (1) The use of department of highways' survey team to survey the employee's own realty; (2) the appropriation of a department of highways' trailer for his own personal use; (3) the receipt of fencing and building material from highway contractors; and (4) the selling of quarry material to a highway contractor; and

WHEREAS, Upon being notified of the state auditor's preliminary findings, the department of highways conducted its own investigation and its investigator concluded, despite the state auditor's findings, that the employee "is an excellent representative of the department of highways" and that he could find nothing which would indicate that the employee is "a dishonorable or dishonest person"; and

WHEREAS, The department of highways has suspended the employee for two weeks without pay, and the Spokane prosecutor states, to his dismay, that he cannot prosecute because the one-year statute of limitations for criminal violations of the executive conflict of interest act has expired; and

WHEREAS, The people of the state of Washington will not tolerate the retention in state employment of any person who uses his position of employment on repeated instances to secure unauthorized economic benefits in violation of the executive conflict of interest act, nor will the people tolerate an official investigation which "whitewashes" such a person;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Legislative Council make a study of:

(1) The policies of state agencies, particularly the department of highways, regarding the retention in employment of state employees who seriously violate the

executive conflict of interest act; and

(2) the need, if any, to revise the executive conflict of interest act and to amend the statute of limitations as it applies to that act.

BE IT FURTHER RESOLVED, That the Legislative Council report the results of its study and any recommendations arising therefrom to the 43rd regular session of the legislature.

Mrs. Hurley moved adoption of the resolution, and spoke in favor of its adoption.

#### POINT OF ORDER

Mr. Bledsoe: "Point of order, Mr. Speaker. The lady's remarks are going beyond the scope of what I consider propriety, in that we are citing from anonymous letters, allegations, etc. I would feel that the remarks are far afield from the broad purpose of the body."

The Speaker: "I tend to agree with you. It apparently is a recital of the type of thing which you want the Legislative Council to look into. If you would confine your remarks, Mrs. Hurley, to the things which you would want the Legislative Council to investigate, rather than getting into personal matters, I would appreciate it."

Mrs. Hurley: "This is true, Mr. Speaker, except that my resolution does deal with the Auditor's report, and I have said absolutely nothing that is not contained in the Auditor's report which is on my desk."

The Speaker: "I assume that is what you want the Legislative Council to do further investigation on though."

Mrs. Hurley: "I think they need the background information."

#### POINT OF ORDER

Mr. Chatalas: "I believe that Mrs. Hurley should be given the opportunity to tell us, because otherwise we may not vote for this resolution. This resolution may not go to the Legislative Council unless she explains just exactly what the accusations are."

#### POINT OF ORDER

Mr. O'Brien: "Reed's Parliamentary Rule 48 states: 'The rights of each member are based upon the doctrine of his equality with every other member. He has therefore the right to present his propositions and debate them fully. . . .' I think in one way, the House has had a tendency recently to impugn the motives of members, and this is a violation of Reed's Rules and a violation of our own House Rules."

The Speaker: "I have not ruled Mrs. Hurley out of order, nor have I stopped her from continuing with her remarks. However, I have simply asked her to confine them

to the subject matter which is before this body--whether it is a proper matter for a further investigation or study by the Legislative Council."

Mrs. Hurley concluded her remarks in favor of the resolution.

#### MOTION

Mr. Newhouse moved that House Resolution No. 72-28 be referred to the Committee on Transportation.

Mr. Newhouse spoke in favor of the motion, and Mr. Perry spoke against it.

The motion was carried.

#### MOTION

On motion of Mr. Morrison, HOUSE BILL NO. 263 was rereferred from the Committee on Revenue and Taxation to the Committee on Business and Professions.

#### REPORTS OF STANDING COMMITTEES

February 3, 1972

SENATE BILL NO. 6, Prime Sponsor: Senator Gissberg, permitting board of fire commissioners to include revenue from sources in addition to tax revenue in determining the limit of expenses that may be incurred, reported by Committee on Local Government.

MAJORITY recommendation: Do pass. Signed by Representatives Smythe, Chairman, Adams, Amen, Bauer, Brown, Douthwaite, Gilleland, Haussler, Jones, Kuehnle, Lysen, Mentor, North, Thompson.

To Committee on Rules and Administration for second reading.

February 3, 1972

ENGROSSED SENATE BILL NO. 25, Prime Sponsor: Senator Walgren, requiring notice to local law enforcement agencies when prisoners are furloughed, reported by Committee on Social and Health Services.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, section 1, line 9 of the engrossed bill after "except" strike "those persons serving terms of confinement for sex crimes, and" thus striking the amendment by Senator Talley

Signed by Representatives Farr, Chairman, Adams,

Beck, Ceccarelli, Charnley, Conway, Garrett, Kiskaddon, Kopet, Marzano, Paris, Zimmerman.

To Committee on Rules and Administration for second reading.

February 3, 1972

ENGROSSED SENATE BILL NO. 50, Prime Sponsor: Senator Donahue, correcting the savings clause in the embalming examination statute, reported by Committee on Business and Professions.

MAJORITY recommendation: Do pass. Signed by Representatives Curtis, Chairman, Kuehnle, Vice Chairman, Backstrom, Ceccarelli, Gallagher, Hatfield, Jastad, Juelling, O'Brien, Perry, Wojahn.

To Committee on Rules and Administration for second reading.

February 3, 1972

ENGROSSED SENATE BILL NO. 83, Prime Sponsor: Senator Peterson (Ted), authorizing the department of social and health services to administer veterans' estates, reported by Committee on Social and Health Services.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, section 1, line 27 of the engrossed bill, being line 26 of the printed bill, after "veteran" insert ", nor shall this act apply to estates larger than \$7500"

Signed by Representatives Farr, Chairman, Gladder, Vice Chairman, Adams, Beck, Ceccarelli, Charnley, Conway, Eikenberry, Garrett, Kiskaddon, Kopet, Marsh, Marzano, Paris, Zimmerman.

To Committee on Rules and Administration for second reading.

February 3, 1972

ENGROSSED SENATE BILL NO. 88, Prime Sponsor: Senator Huntley, providing that spray rigs are included within the definition of "special mobile equipment" for registration, licensing and operational purposes, reported by Committee on Agriculture.

MAJORITY recommendation: Do pass. Signed by Representatives Amen, Chairman, Schumaker, Vice Chairman, Bauer, Benitz, Bozarth, Costanti, Hansey, Haussler, Kilbury, Richardson, Van Dyk.

To Committee on Rules and Administration for second reading.

February 3, 1972

SENATE BILL NO. 97, Prime Sponsor: Senator Atwood, changing the name of the department of civil defense to the department of emergency services, reported by Committee on State Government.

MAJORITY recommendation: Do pass. Signed by Representatives Bluechel, Chairman, Conway, Vice Chairman, Bledsoe, Cunningham, Hoggins, Hurley, Kraabel, McCormick, Paris, Swayze.

To Committee on Rules and Administration for second reading.

February 3, 1972

ENGROSSED SENATE BILL NO. 102, Prime Sponsor: Senator Jolly, allowing mosquito control districts to give notice of hearings under assessment rolls by publication only, reported by Committee on Agriculture.

MAJORITY recommendation: Do pass. Signed by Representatives Amen, Chairman, Schumaker, Vice Chairman, Bauer, Benitz, Bozarth, Costanti, Hansey, Haussler, Kilbury, Richardson, Van Dyk.

To Committee on Rules and Administration for second reading.

February 3, 1972

SENATE BILL NO. 104, Prime Sponsor: Senator Peterson (Lowell), providing for salary increases of county officials, reported by Committee on Local Government.

MAJORITY recommendation: Do pass. Signed by Representatives Adams, Amen, Bauer, Blair, Brown, Douthwaite, Gilleland, Haussler, Kuehnle, Martinis, Mentor, Merrill, North, Thompson.

To Committee on Rules and Administration for second reading.

February 3, 1972

SENATE BILL NO. 173, Prime Sponsor: Senator Talley, conforming fire commission filing dates to general law and prescribing fire district bid limits, reported by Committee on Local Government.

MAJORITY recommendation: Do pass. Signed by Representatives Smythe, Chairman, Adams, Amen, Bauer, Bozarth, Douthwaite, Gilleland, Haussler, Jones, Kuehnle, Mentor, Merrill, North, Thompson.

To Committee on Rules and Administration for second reading.

February 3, 1972

ENGROSSED SENATE BILL NO. 296, Prime Sponsor: Senator Odegaard, encouraging vocational rehabilitation programs in correctional institutions, reported by Committee on Social and Health Services.

MAJORITY recommendation: Do pass. Signed by Representatives Farr, Chairman, Gladder, Vice Chairman, Adams, Beck, Ceccarelli, Charnley, Conway, Eikenberry, Garrett, Kiskaddon, Kopet, Marsh, Marzano, Paris, Zimmerman.

To Committee on Rules and Administration for second reading.

February 3, 1972

SENATE BILL NO. 423, Prime Sponsor: Senator Metcalf, authorizing nonprofit corporations and joint operating funds under the interlocal cooperation act, reported by Committee on Local Government.

MAJORITY recommendation: Do pass with the following amendments:

On page 2, following section 1 insert a new section as follows:

"NEW SECTION. Sec. 2. This 1972 amendatory act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

On page 1, line 2 of the title, after "and" strike "RCW 29.34.030" and insert "RCW 39.34.030; and declaring an emergency"

Signed by Representatives Adams, Amen, Bauer, Blair, Bozarth, Brown, Douthwaite, Gilleland, Haussler, Kuehne, Mentor, Merrill, North, Thompson.

To Committee on Rules and Administration for second reading.

The Speaker declared the House to be at ease.  
The Speaker called the House to order.

## MOTION

Mr. Morrison moved that ENGROSSED SENATE BILL NO. 50 be rereferred from the Committee on Rules and Administration to the Committee on Business and Professions.

Representatives Morrison and Curtis spoke in favor of the motion.

The motion was carried.

## STATEMENT FOR THE JOURNAL

The Honorable Carlton A. Gladder  
House Office Building 316  
Olympia, Washington 98501

Dear Sir:

After having read the article which appeared in the Chronicle on Wednesday in which you impugned the motives of thirteen of the members of this House, accusing us and me in particular to succumbing to pressure, I feel compelled to respond both to you and to the people of my district. The only pressure that I was under to change my vote on the Recreation and Park bond issue was my concern for responsible productive legislation.

My reason for voting "no" on all but one of the bond issues the previous day was my conviction that to approve more would ultimately necessitate a tax increase and since there was no specific tax issue associated with the bonds it was my opinion that it would be irresponsible to support the Washington Futures program.

After having an opportunity to consult with several well-informed people I became aware of the fact that it would be possible for me to vote for one more issue without causing a tax increase because of the decrease in the cost of debt service resulting from the pay-off of previously sold bond measures.

The bond issue for Parks and Recreation would bring several millions of dollars into the Spokane area and would greatly enhance park and recreation facilities there.

I will support the other bond issues only if at the time the people have an opportunity to vote on them they also will be presented with the specific tax measure to fund them. I believe that my position is completely consistent in this area and I assure you that the only pressure which I received was my own doubt about whether I should oppose these meritorious bond measures which the state badly needs.

It is my hope that from here on when you dispute what I did or how I voted it will be on a basis of the issues and an honest difference of opinion rather than accusing me and thirteen of my colleagues of hypocrisy, chicanery and dishonesty. I am requesting that the above remarks be entered in the House Journal.

Sincerely,  
EDWARD T. LUDERS, District 5B

## STATEMENT FOR THE JOURNAL

A large furore has resulted as a result of my comments regarding wholesale vote-switching that took place on the floor of the House last Monday.

Five bond issues were voted on and at the conclusion of the voting on a particularly close vote, several legislators stood and announced that they wished to change their votes from "No" to "Aye." This is what caused my harsh criticism of what I termed "political shenanigans" and used such terms as "hypocrites" and "marshmallows." I would not change a word of this statement.

The important point is that I wrote this statement on Monday night and I turned it in to the Chief Clerk when we convened on Tuesday morning. It was not until late Tuesday afternoon--at least five hours later--that Rep. Luders cast his "Aye" vote on House Bill 189. He had, as he stated, voted "No" on the previous day.

After I received the Chronicle article on Thursday, I immediately contacted him and explained the time situation to him. I suggested that he check me out on this. He was very pleasant at the time.

I do not criticize him for explaining his vote, but I do resent his remarks which infer that my remarks were intended to impugn his (Luders') intentions. I am really not so naive as to criticize motives behind votes that have not yet been cast. CARLTON A. GLADDER, 7th District.

#### MOTION

On motion of Mr. Bledsoe, the House adjourned until 12:00 noon, Monday, February 7, 1972.

THOMAS A. SWAYZE, Jr., Speaker.  
MALCOLM McBEATH, Chief Clerk.

## TWENTY-NINTH DAY

## NOON SESSION

House Chamber, Olympia, Wash., Monday, February 7, 1972.

The House was called to order at 12:00 noon by the Speaker. The Clerk called the roll and all members were present except Representatives Kuehnle, Maxie and Ross. Representatives Kuehnle and Maxie were excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by the Reverend Robert Ortmeyer of the United Methodist Church of Vancouver.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

## SPEAKER'S PRIVILEGE

The Speaker recognized within the bar of the House, representing the Boy Scout Councils of the State, Ron Miller of Yelm and requested that the Sergeant at Arms conduct him to a place on the rostrum.

The Speaker: "As you can see from Ron's merit badges, he is an extremely active young man. I have a list of his school and civic activities which encompasses one whole page. This is an extremely outstanding young man in scouting and in his community, from Thurston county and Yelm. Representatives Wolf and Conway certainly can be proud to have this young man in their community. I would like to introduce to you for appropriate remarks, Ron Miller. Ron, welcome to the House."

Ron Miller: "As you know, the annual report to the Governor coincides with the report of the Boy Scouts of America to the President of the United States. This report not only is similar in recognition of the scouting program, but gives the state officials the chance to meet with Eagle Scouts.

"Now about 'Operation Reach.' The Boy Scouts of America cannot solve the drug abuse problem, but they can apply the resources of their thousands of members who can make a real contribution towards the ultimate solution. Operation Reach has goals for youth, but not a pledge. They try to reach for the real highs instead of going for a poor substitute like drugs. They try to reach for real friends and stand by them; reach for warm and open relationships with their parents and other members of their family and friends; and to reach an understanding with

themselves by taking an open stand against drugs. The great load of controlling drugs does not lie on legislation by government. It lies on the shoulders of me, yourselves, and our parents."

The Speaker: "Thank you, Ron, for those fine words, and best of luck to you in your future life."

MESSAGES FROM THE GOVERNOR

February 4, 1972

TO THE HONORABLE, THE HOUSE OF REPRESENTATIVES  
OF THE STATE OF WASHINGTON  
LADIES AND GENTLEMEN:

I have the honor to advise that on February 3, 1972, Governor Evans approved the following House Bill entitled:

HOUSE BILL NO. 56: Eliminates existing conflicts in filing procedures for school officials.

Sincerely,  
CHARLES B. WIGGINS  
Legislative Counsel

The Speaker declared the House to be at ease.  
The Speaker called the House to order.

RESOLUTIONS

HOUSE RESOLUTION NO. 72-29 by Representatives Kopet, Goldsworthy and Smythe:

WHEREAS, There are currently nine payroll systems operated in the state, in addition to those managed by the two universities and three of the four-year colleges;

WHEREAS, All existing payroll systems perform common functions in preparation of payroll warrants, payroll registers, tax reports and earning statements; and

WHEREAS, Both manual and computerized payroll systems now exist; and

WHEREAS, A partially centralized state payroll system is currently operated by the Department of General Administration which serves 126 state agencies and approximately 16,000 full time employees; and

WHEREAS, There may be management and cost savings which could be realized by the development and installation of a unified system of payroll accounting;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Legislative Council, in conjunction with the Data Processing Advisory Committee, is authorized and directed to determine if an overall unified system of payroll accounting is required for improved financial management and reduction of operating costs. Such project would be a pilot program to establish a standard method of payroll management to be used by all state agencies, departments, institutions, divisions, boards, commissions, or other bodies having employees paid by warrants drawn on the state treasury.

BE IT FURTHER RESOLVED, That the Legislative Council shall make a report of its findings and submit recommendations whether or not a pilot demonstration project for unified payroll accounting should be

instituted. Such report shall be submitted for consideration to the members of the Legislature prior to the next Regular Session of the Legislature.

On motion of Mr. Kopet, the resolution was adopted.

#### REPORTS OF STANDING COMMITTEES

February 3, 1972

ENGROSSED SENATE BILL NO. 13, Prime Sponsor: Senator Henry, requiring the previous owner of a used car to inscribe the mileage reading on the certificate of ownership before sale, reported by Committee on Transportation.

MAJORITY recommendation: Do pass. Signed by Representatives Berentson, Chairman, Wanamaker, Vice Chairman, Amen, Bauer, Beck, Bozarth, Bradley, Charnley, Conway, Cunningham, Douthwaite, Gallagher, Gilleland, Hansey, Johnson, Kraabel, Martinis, McCormick, Perry.

To Committee on Rules and Administration for second reading.

February 3, 1972

ENGROSSED SENATE BILL NO. 63, Prime Sponsor: Senator Henry, providing for minors, unable to take a driver education course, to get a driver's license, reported by Committee on Transportation.

MAJORITY recommendation: Do pass with the following amendments:

On page 2, section 1, line 5 of the engrossed bill following "department" being the last word of the Senate Committee amendment, and before the period insert "in concert with the supervisor of the traffic safety education section, office of the superintendent of public instruction".

On page 2, following section 1 of both the printed and engrossed bills insert a new section as follows:

"NEW SECTION. Sec. 2. This act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

On page 1, line 1 of the title after "vehicles;" strike "and"

On page 1, line 3 of the title after "RCW 46.20.100" and before the period insert "; and declaring an emergency"

Signed by Representatives Berentson, Chairman, Wanamaker, Vice Chairman, Amen, Anderson, Bauer, Beck, Bozarth, Bradley, Cunningham, Douthwaite, Gallagher, Gilleland, Hansey, Johnson, Kraabel, Martinis, McCormick, Perry.

To Committee on Rules and Administration for second reading.

February 3, 1972

SENATE BILL NO. 152, Prime Sponsor: Senator Walgren, providing financial support for the Puget Sound ferry system, reported by Committee on Transportation.

MAJORITY recommendation: Do pass. Signed by Representatives Berentson, Chairman, Wanamaker, Vice Chairman, Anderson, Bauer, Beck, Bozarth, Bradley, Charnley, Conway, Cunningham, Douthwaite, Gallagher, Gilleland, Hansey, Johnson, Kraabel, Martinis, McCormick, Perry.

To Committee on Rules and Administration for second reading.

February 3, 1972

SENATE BILL NO. 287, Prime Sponsor: Senator Holman, allowing school districts to qualify as an exemption to garbage licensing chapter, reported by Committee on Local Government.

MAJORITY recommendation: Do pass. Signed by Representatives Smythe, Chairman, Adams, Bauer, Brown, Douthwaite, Gilleland, Jones, Kopet, Lysen, Mentor, Merrill, North, Thompson.

MINORITY recommendation: Do not pass. Signed by Representatives Blair and Kuehne.

To Committee on Rules and Administration for second reading.

#### SECOND READING

HOUSE BILL NO. 142, by Representatives Newhouse, Williams, Moon, Perry, Bledsoe and North (by Legislative Council request):

Providing for payments in lieu of property taxes upon the university tract properties.

Committee on Revenue and Taxation recommendation: Majority, do pass with the following amendment:

On page 1, line 22 after "thereof" strike everything through "thereon" on line 24 and insert "PROVIDED, That in the event that it is determined by a court of final jurisdiction that the provisions of chapter 43, Laws of 1971 first ex. sess., insofar as they affect taxes due and payable in 1972 and 1973 by any lessee of the university tract, are held unconstitutional, the sums paid pursuant to this 1972 amendatory act in such years shall be refunded in accordance with the provisions of chapter 84.69 RCW"

The bill was read the second time.

## POINT OF ORDER

Mr. Charette: "Mr. Speaker, my point of order is that this is a House bill, and it has no appropriation on it. I would like to have you rule as to whether or not this was cut off by the joint resolution between the two houses."

## RULING BY THE SPEAKER

The Speaker: "The policy has been established by the Committee on Rules that Senate Concurrent Resolution No. 2 exempts measures dealing both with revenue and with appropriations from the cut-off and consideration of House bills. House Bill No. 142 does deal with revenue and has a revenue impact. Bills dealing with revenue only, as for example that might deal with administration of the Department of Revenue or County Assessors' offices--if they dealt with administration only--were decided by Rules Committee not to be exempt from the cut-off. But a measure either containing an appropriation or dealing with revenue which has a revenue impact, either raising or decreasing it, has been held to be exempt from the cut-off."

Mr. Charette: "If I may, one further question on the point of order: Does that then, because of your ruling on this, apply to revenue to local government as well as revenue to the state?"

The Speaker: "Senate Concurrent Resolution No. 2 simply refers to revenue and taxation, and I would take that to mean at whatever level of government."

On motion of Mr. Flanagan, the committee amendment was adopted.

House Bill No. 142 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 142 was placed on final passage.

Mr. Newhouse spoke in favor of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 142 and the bill passed the House by the following vote: Yeas, 93; nays, 2; not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, May, McCormick, McDermott, Mentor, Merrill, Moon,

Morrison, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Grant, Newhouse.

Not voting: Representatives Bozarth, Kuehnle, Maxie, Ross.

Engrossed House Bill No. 142, 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.

HOUSE BILL NO. 414, by Representative Flanagan:

Relating to revenue and taxation.

MOTION

On motion of Mr. Bledsoe, the House deferred consideration of House Bill No. 414, and the bill was ordered placed on tomorrow's second reading calendar.

ENGROSSED SENATE BILL NO. 25, by Senators Walgren, Andersen and Odegaard:

Requiring notice to local law enforcement agencies when prisoners are furloughed.

MOTION

On motion of Mr. Bledsoe, Engrossed Senate Bill No. 25 was rereferred to the Committee on Rules and Administration.

ENGROSSED SENATE BILL NO. 83, by Senators Peterson (Ted), Holman and Knoblauch (by Department of Social and Health Services request):

Authorizing the department of social and health services to administer veterans' estates.

Committee recommendation: Majority, do pass with the following amendment:

On page 1, section 1, line 27 of the engrossed bill, being line 26 of the printed bill, after "veteran" insert ", nor shall this act apply to estates larger than \$7500"

The bill was read the second time.

On motion of Mr. Kiskaddon, the committee amendment was adopted.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 83 as amended by the House was placed on final passage.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 83 as amended by the House, and the bill passed the House by the following vote: Yeas, 92; nays, 3; not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Jones, Jueling, Julin, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Randall, Richardson, Rosellini, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Douthwaite, Johnson, Kilbury.

Not voting: Representatives Kuehnle, Maxie, Rabel, Ross.

Engrossed Senate Bill No. 83, as amended by the House, 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.

ENGROSSED SENATE BILL NO. 88, by Senators Huntley, Henry, Washington and Donohue:

Providing that spray rigs are included within the definition of "special mobile equipment" for registration, licensing and operational purposes.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 88 was placed on final passage.

Mr. Amen spoke in favor of the bill.

## POINT OF INQUIRY

Mr. Amen yielded to question by Mr. Grant.

Mr. Grant: "Mr. Amen, the original bill before the Senate amendment did exactly what you told us this bill does, but this bill goes a little further. On page two of the Engrossed Senate Bill, it provides further that these provisions (that is the exemption of license) 'shall not apply to special mobile equipment . . .' Where is special mobile equipment defined, and what is intended by that Senate amendment?"

Mr. Amen: "Special mobile equipment is defined in section one."

Mr. Grant: "That would apply to spray or fertilizer applicator rigs designed and used exclusively for spraying? That is your interpretation?"

Mr. Amen: "As it is written here, yes--along with well boring apparatus and road construction and maintenance machinery, etc."

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 88 and the bill passed the House by the following vote: Yeas, 86; nays, 10; not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Brouillet, Brown, Ceccarelli, Charette, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Litchman, Luders, Marsh, Martinis, Marzano, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Savage, Sawyer, Schumaker, Shera, Shinoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Bottiger, Bradley, Charnley, Douthwaite, Grant, Jones, Juelling, Kraabel, Lysen, Williams.

Not voting: Representatives Kuehnle, Maxie, Ross.

Engrossed Senate Bill No. 88, 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.

SENATE BILL NO. 97, by Senators Atwood, Donohue and Fleming:

Changing the name of the department of civil defense to the department of emergency services.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Senate Bill No. 97 was placed on final passage.

Mr. Bluechel spoke in favor of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 97 and the bill passed the House by the

following vote: Yeas, 95; nays, 2; not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Bagnariol, Barden, Bauer, Beck, Benitz, Beréntson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Backstrom, May.

Not voting: Representatives Kuehnle, Maxie.

Senate Bill No. 97, 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 Mr. Bledsoe, the House recessed until 2:00 p.m.

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#### AFTERNOON SESSION

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The House was called to order at 2:00 p.m. by the Speaker. The Clerk called the roll and all members were present except Representatives Kuehnle and Maxie who were excused.

The Speaker declared the House to be at ease.  
The Speaker called the House to order.

#### MOTION

On motion of Mr. Bledsoe, the House adjourned until 11:00 a.m., Tuesday, February 8, 1972.

THOMAS A. SWAYZE, Jr., Speaker.  
MALCOLM McBEATH, Chief Clerk.

THIRTIETH DAY

MORNING SESSION

House Chamber, Olympia, Wash., Tuesday, February 8, 1972.

The House was called to order at 11:00 a.m. by the Speaker (Mr. Morrison presiding). The Clerk called the roll and all members were present.

The Speaker assumed the Chair.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by the Reverend Charles A. Loyer of Westminster United Presbyterian Church of Olympia.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

RESOLUTIONS

HOUSE RESOLUTION NO. 72-31 by Representatives Julin, Charette and Wolf:

WHEREAS, It now appears that the judicial workload of the Superior Court of the State of Washington is not equally divided among the twenty-eight judicial districts composing that court; and

WHEREAS, This present unequal distribution of judicial business creates inequitable responsibilities among the Superior Court judges of the various judicial districts; and

WHEREAS, It is the desire of the Legislature that the judicial load of the Superior Court be equally divided among the judges of that court;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Legislative Council, in cooperation with the Judicial Council, is hereby requested to study methods of equalizing this judicial workload among the Superior Court judges of this state and recommend to the 43rd Regular Session of the Legislature, action which would lead to an equitable distribution of judicial responsibility among all Superior Court judges.

On motion of Mr. Julin, the resolution was adopted.

REPORTS OF STANDING COMMITTEES

February 7, 1972

ENGROSSED SENATE BILL NO. 3, Prime Sponsor: Senator Wilson, including Indian tribes within the definition of public body as term is used in marine recreation land act

of 1964, reported by Committee on Natural Resources and Ecology.

MAJORITY recommendation: Do pass. Signed by Representatives Zimmerman, Chairman, Newhouse, Vice Chairman, Anderson, Beck, Berentson, Charnley, Cunningham, Gallagher, Hansey, Kilbury, Kraabel, Martinis, North, Schumaker, Smith, Wanamaker, Wolf.

To Committee on Rules and Administration for second reading.

February 7, 1972

Senate Bill No. 38, Prime Sponsor: Senator Atwood, increasing court reporter's salaries, reported by Committee on Judiciary.

MAJORITY recommendation: Do pass. Signed by Representatives Julin, Chairman, Bottiger, Hubbard, Knowles, Marsh, Richardson, Rosellini, Ross, Shipoch, Spanton.

To Committee on Rules and Administration for second reading.

February 7, 1972

ENGROSSED SENATE BILL NO. 42, Prime Sponsor: Senator Washington, providing for fire prevention and safety code for common school buildings, reported by Committee on Education and Libraries.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, line 14 of the engrossed bill, being the last line of the Senate amendment, following "education," insert "and review by the advisory board for school building systems established in RCW 28A.04.310."

On page 1, line 18 of the engrossed bill, being line 17 of the printed bill, following "to" insert "or higher than"

Signed by Representatives Hoggins, Chairman, Mentor, Vice Chairman, Brouillet, Brown, Charette, Costanti, Hatfield, Jones, Lysen, May, McDermott, Polk, Savage, Smythe.

To Committee on Rules and Administration for second reading.

February 7, 1972

ENGROSSED SENATE BILL NO. 49, Prime Sponsor: Senator Ridder, providing for the distribution of funds for educational opportunities of secondary school pupils residing in nonhigh school districts, reported by Committee on Education and Libraries.

MAJORITY recommendation: Do pass. Signed by Representatives Hoggins, Chairman, Mentor, Vice Chairman, Brouillet, Brown, Charette, Costanti, Lysen, McDermott, Savage.

To Committee on Rules and Administration for second reading.

February 7, 1972

SENATE BILL NO. 65, Prime Sponsor: Senator Francis, providing financial aid to certain students attending elementary and secondary schools within the state, reported by Committee on Education and Libraries.

MAJORITY recommendation: Do pass. Signed by Representatives Hoggins, Chairman, Brouillet, Charette, Costanti, Jones, Lysen, May, McDermott, Smythe.

To Committee on Rules and Administration for second reading.

#### MOTION

Mr. Hoggins moved that Senate Bill No. 65 be referred to the Committee on Appropriations.

Representatives Hoggins and Hatfield spoke in favor of the motion, and Representative O'Brien spoke against it.

Mr. Grant demanded an electric roll call and the demand was sustained.

Mr. Perry spoke against the motion by Mr. Hoggins.

#### POINT OF INQUIRY

Mr. Brouillet yielded to question by Mr. Merrill.

Mr. Merrill: "Buster, I don't want to be redundant on this, but I would like to ask you as a member of the educational forces, do you feel that this has an appropriation?"

Mr. Brouillet: "Representative Merrill, as Representative Perry stated, there is no appropriation. I think one of the problems we have had in the House for a period of time is that we never differentiate between appropriation bills and authorization bills. This bill merely authorizes something. There has been a mention of \$500,000. This bill could well be passed and no money put in the appropriations bill for it, and it wouldn't take effect. Or we could put in \$1 million, or \$200,000. The Appropriations Committee will have to make this decision. This bill does not carry an appropriation."

Representatives Maxie and Smythe spoke against the motion, and Representative Hoggins closed debate, speaking in favor of it.

## ROLL CALL

The Clerk called the roll on the motion by Mr. Hoggins to refer Senate Bill No. 65 to Committee on Appropriations and the motion failed to pass by the following vote: Yeas, 41; nays, 56; not voting, 2.

Voting yea: Representatives Amen, Barden, Berentson, Bledsoe, Bluechel, Brown, Costanti, Cunningham, Eikenberry, Farr, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Juelling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, Mentor, Morrison, Newhouse, North, Pardini, Polk, Richardson, Savage, Shinpoch, Smith, Spanton, Wanamaker, Wolf, Mr. Speaker.

Voting nay: Representatives Adams, Anderson, Bagnariol, Bauer, Beck, Benitz, Blair, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Curtis, Douthwaite, Gallagher, Grant, Hurley, Jastad, Jones, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, O'Brien, Paris, Perry, Rabel, Randall, Rosellini, Ross, Sawyer, Schumaker, Shera, Smythe, Thompson, Van Dyk, Williams, Wojahn, Zimmerman.

Not voting: Representatives Backstrom, Johnson.

## REPORTS OF STANDING COMMITTEES

February 7, 1972

ENGROSSED SENATE BILL NO. 74, Prime Sponsor: Senator Gissberg, allowing for certain deductions from gross value of an estate in determining the amount of inheritance taxes due when there is no probate, reported by Committee on Judiciary.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, section 1, beginning on line 8 of both the printed and engrossed bills, after "RCW 83.24.010," strike everything through "death," on line 13 and insert "the local and state taxes due from the decedent prior to his death; a reasonable sum for funeral expenses, monument or crypt; the cost of appraisement made for purposes of determining the inheritance tax, the amount of said deduction as to each appraisement not to exceed one-tenth of one percent of the gross value of the assets appraised; reasonable attorney's fees; and all debts owing by the decedent at the time of his death;"

Signed by Representatives Julin, Chairman, Eikenberry, Vice Chairman, Bottiger, Hubbard, Knowles, Marsh, Richardson, Rosellini, Ross, Shinpoch, Spanton.

To Committee on Rules and Administration for second reading.

February 7, 1972

ENGROSSED SENATE BILL NO. 109, Prime Sponsor: Senator Holman, altering the duty of a prosecutor in a

default or noncontested divorce proceeding, reported by Committee on Judiciary.

MAJORITY recommendation: Do pass. Signed by Representatives Julin, Chairman, Eikenberry, Vice Chairman, Bottiger, Hubbard, Knowles, Marsh, Richardson, Rosellini, Ross, Shinpoch, Spanton.

To Committee on Rules and Administration for second reading.

February 7, 1972

SUBSTITUTE SENATE BILL NO. 128, Prime Sponsor: Senator Foley, insuring and/or saving harmless certain persons associated with institutions of higher education and educational boards, reported by Committee on Higher Education.

MAJORITY recommendation: Do pass. Signed by Representatives Benitz, Chairman, Rabel, Vice Chairman, Bluechel, Douthwaite, Garrett, Gladder, King, Knowles, Shinpoch.

To Committee on Rules and Administration for second reading.

February 7, 1972

ENGROSSED SENATE BILL NO. 163, Prime Sponsor: Senator Metcalf, providing for single school district to serve entire area of certain United States military reservations, reported by Committee on Education and Libraries.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, following the enacting clause, strike the remainder of the act and insert:

"NEW SECTION. Section 1. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.57 RCW a new section to read as follows:

Notwithstanding other provisions of this chapter or any other provision of law and except as otherwise provided in section 2 of this 1972 act, as of July 1, 1972, any United States military reservation in the state of Washington with more than two thousand five hundred common school age children in public schools resident thereon shall be included wholly within the boundaries of a single school district. Such single school district shall be one of the school districts presently having boundary lines within such military reservation and serving pupils thereon. The procedure for achieving such single school districts where they do not now exist, or in any year in the future when there are more than two thousand five hundred common school age children on such a military reservation resident therein, shall be as prescribed in section 2 of this 1972 act.

NEW SECTION. Sec. 2. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.57 RCW a new

section to read as follows:

On or before June 1, 1972, or in any year in the future when there are more than two thousand five hundred common school age children on a military reservation as referred to in section 1 of this 1972 act resident therein, whichever is the case, and notwithstanding other provisions of this chapter or any other provision of law, the county committee on school district organization of each county in which such a United States military reservation is located, or in the case such military reservation is located in two counties, the joint county committee established pursuant to RCW 28A.57.240, shall order effective July 1st of the then calendar year the annexation of portions of reservation territory not currently within the single school district, as required by section 1 of this 1972 act, to one of the school districts encompassing a portion of the military reservation: PROVIDED, That notwithstanding any other provision of this act the annexation order shall not include territory of school districts on such military reservations in which none or less than a majority of the pupils residing within that portion of the district within such military reservation have one or more parents serving in the military and under such military command. Notwithstanding any other provision of law, the decision as to which school district shall serve the pupils residing within such military reservation shall rest solely with the county committee on school district organization of the county in which the affected military reservation is located. The county committee on school district organization shall order such equitable transfer of assets and liabilities as is deemed necessary for the orderly transfer of the territory in accordance with transfers in other annexation proceedings authorized under this chapter.

NEW SECTION. Sec. 3. This 1972 act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

Signed by Representatives Hoggins, Chairman, Mentor, Vice Chairman, Brouillet, Brown, Conway, Costanti, Hatfield, Jones, May, McDermott, Polk, Savage, Smythe.

To Committee on Rules and Administration for second reading.

February 7, 1972

ENGROSSED SENATE BILL NO. 184, Prime Sponsor: Senator Lewis, authorizing certain payroll deductions for certificated employees of school districts, reported by Committee on Education and Libraries.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, line 12 of the engrossed bill, being line 11 of the printed bill, beginning with "the employee" strike everything down to and including the period on line 16 (line 15 of the printed bill) and insert "at least ten percent (10%) of the certificated employees shall make deductions as they authorize, subject to the mechanical

limitations of district equipment. Any person authorized to disburse funds shall not be required to make deductions for certificated employees if fewer than ten percent (10%) of the certificated employees make the request for the same payee."

Signed by Representatives Hoggins, Chairman, Mentor, Vice Chairman, Brouillet, Conway, Costanti, Hatfield, Jones, Savage, Smythe.

To Committee on Rules and Administration for second reading.

February 7, 1972

ENGROSSED SENATE BILL NO. 189, Prime Sponsor: Senator Foley, providing that treasurer at certain institutions of education can attest to revenue bonds issued, reported by Committee on Higher Education.

MAJORITY recommendation: Do pass. Signed by Representatives Benitz, Chairman, Rabel, Vice Chairman, Bluechel, Douthwaite, Garrett, Gladder, Goldsworthy, King, Knowles, Shera, Shinpoch.

To Committee on Rules and Administration for second reading.

February 7, 1972

ENGROSSED SUBSTITUTE SENATE BILL NO. 203, Prime Sponsor: Senator Odegaard, relating to education, reported by Committee on Education and Libraries.

MAJORITY recommendation: Do pass. Signed by Representatives Hoggins, Chairman, Mentor, Vice Chairman, Brouillet, Conway, Costanti, Lysen, McDermott, Savage, Smythe.

To Committee on Rules and Administration for second reading.

February 7, 1972

REENGROSSED SENATE BILL NO. 240, Prime Sponsor: Senator Atwood, implementing law relating to definitions of resident and nonresident students in institutions of higher education, reported by Committee on Higher Education.

MAJORITY recommendation: Do pass with the following amendments:

On page 5, section 2, line 10 after "RCW" strike "34.04" and insert "28B.19"

On page 5, beginning on line 11 insert a new section as follows:

"Sec. 3. Section 22, chapter 279, Laws of 1971 ex. sess. and RCW 28B.15.620 are each amended as follows:

Veterans of the Vietnam conflict who have served in the southeast Asia theater of operations attending institutions of higher learning shall be exempted from the

payment of any increase in tuition and fees as are imposed by this 1971 amendatory act and shall not be required to pay more than the total amount of tuition and fees in effect on March 29, 1971: PROVIDED FURTHER, That for the purposes of this exemption, 'veterans of the Vietnam conflict' shall be those persons who have been on active federal service as a member of the armed military or naval forces of the United States between a period commencing August 5, 1964, and ending on such date as shall thereafter be determined by duly adopted concurrent resolution of the legislature of this state or by presidential proclamation or concurrent resolution of the congress terminating the conflict involving United States forces battling in South Vietnam ((; and who for a period of one year immediately prior to the date of his entry into such service, was a bona fide citizen or resident of the state of Washington)) and who qualify as a resident student under RCW 28B.15.012."

Renumber the remaining section consecutively.

On page 1, line 4 of the title after "RCW 28B.15.013;" and before "and" insert "amending section 22, chapter 279, Laws of 1971 ex. sess. and RCW 28B.15.620;"

Signed by Representatives Benitz, Chairman, Rabel, Vice Chairman, Bluechel, Garrett, Gladder, Goldsworthy, Knowles, Shera, Shinpoch.

MINORITY recommendation: Do not pass. Signed by Representative King.

To Committee on Rules and Administration for second reading.

February 7, 1972

SENATE BILL NO. 253, Prime Sponsor: Senator Gissberg, pertaining to board of governors of the state bar association, reported by Committee on Judiciary.

MAJORITY recommendation: Do pass. Signed by Representatives Julin, Chairman, Eikenberry, Vice Chairman, Bottiger, Marsh, Rosellini, Spanton.

To Committee on Rules and Administration for second reading.

February 7, 1972

ENGROSSED SENATE BILL NO. 350, Prime Sponsor: Senator Huntley, relating to budgets of school districts, reported by Committee on Education and Libraries.

MAJORITY recommendation: Do pass with the following amendments:

On page 3, following section 2 insert two new sections as follows:

"Sec. 3. Section 28A.41.055, chapter 223, Laws of 1969 ex. sess. and RCW 28A. 41.055 are each amended to read as follows:

State and county funds which may become due and apportionable to school districts shall be apportioned in

such a manner that any apportionment factors used shall utilize data and statistics derived in the school year that such funds are paid: PROVIDED, That the superintendent of public instruction may make necessary administrative adjustments to the use of estimates, and corresponding adjustments to the extent necessary: PROVIDED FURTHER, That as to those revenues used in determining the amount of state funds to be apportioned to school districts pursuant to RCW 28A.41.130, any apportionment factors shall utilize data and statistics derived in an annual period established pursuant to rules and regulations promulgated by the superintendent of public instruction in cooperation with the department of revenue.

NEW SECTION. Sec. 4. If any provision of this act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected."

Renumber the remaining section consecutively

On page 1, line 5 of the title after "28A.65.080;" and before "and declaring" insert "amending section 28A.41.055, chapter 223, Laws of 1969 ex. sess. and RCW 28A.41.055;"

Signed by Representatives Hoggins, Chairman, Mentor Vice Chairman, Brouillet, Brown, Charette, Conway, Costanti, Hatfield, Jones, May, McDermott, Polk, Savage, Smythe.

To Committee on Rules and Administration for second reading.

February 7, 1972

SENATE JOINT RESOLUTION NO. 112, Prime Sponsor: Senator Lewis, amending the Constitution to limit the governor's veto power, reported by Committee on Judiciary.

MAJORITY recommendation: Do pass. Signed by Representatives Julin, Chairman, Eikenberry, Vice Chairman, Bottiger, Knowles, Marsh, Richardson, Rosellini, Shinpoch, Spanton.

MINORITY recommendation: Do not pass. Signed by Representative Ross.

To Committee on Rules and Administration for second reading.

February 7, 1972

SENATE CONCURRENT RESOLUTION NO. 6, Prime Sponsor: Senator Wilson, requesting study by the legislative council of the feasibility of bringing certain high school teachers to Olympia, reported by Committee on Education and Libraries.

MAJORITY recommendation: Do pass. Signed by Representatives Mentor, Vice Chairman, Brouillet, Brown,

Charette, Costanti, Hatfield, Jones, Lysen, McDermott, Polk, Savage, Smythe.

To Committee on Rules and Administration for second reading.

#### SECOND READING

HOUSE BILL NO. 414, by Representative Flanagan:

Relating to revenue and taxation.

On motion of Mr. Kiskaddon, Substitute House Bill No. 414 was substituted for House Bill No. 414, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 414 was read the second time.

Mr. King moved adoption of the following amendment: On page 1, section 1, following "at" on line 8 and before "group" on line 9 insert "nonprofit"

Mr. King spoke in favor of the amendment.

#### POINT OF INQUIRY

Mr. King yielded to question by Mr. Flanagan.

Mr. Flanagan: "Representative King, I notice that RCW 82.04.385 presently says 'nonprofit.' I am just wondering if it is necessary to insert 'nonprofit' when the statute now says 'nonprofit' right down below."

Mr. King: "The language below follows the word 'or.' It says 'or to the gross sales or gross income received by nonprofit organizations from the operation of "sheltered workshops".' That is part of the existing law. My concern was that we would set a new precedent here."

The amendment by Mr. King was adopted.

Mr. Williams moved adoption of the following amendment by Representatives Williams, Haussler and North:

On page 1, after section 1, beginning on line 21 insert new sections as follows:

"NEW SECTION. Sec. 2. There is added to chapter 94, Laws of 1970, ex. sess. and to chapter 82.14 RCW a new section to read as follows:

The governing body of any city or town which imposes a license fee or tax, by ordinance or resolution, may pursuant to sections 2 through 5 of this 1972 amendatory act only, fix and impose a license fee or tax on national banks, state banks, trust companies, mutual savings banks, building and loan associations, savings and loan associations, and other financial institutions for the act or privilege of engaging in business: PROVIDED, That the definitions, deductions and exemptions set forth in RCW 82.04, insofar as they shall be applicable shall be applied

to a license fee or tax imposed by any city or town, if such fee or tax is measured by the gross income of the business: PROVIDED FURTHER, That the rate of such license fee or tax shall not exceed the rate imposed upon other service type business activity: AND PROVIDED FURTHER, That nothing in sections 2 through 5 of this 1972 amendatory act shall extend the regulatory power of any city or town.

NEW SECTION. Sec. 3. There is added to chapter 94, Laws of 1970 ex. sess. and to chapter 82.14 RCW a new section to read as follows:

For purposes of section 2 of this 1972 amendatory act, the state department of revenue is hereby authorized and directed to promulgate, pursuant to the provisions of chapter 34.04 RCW, rules establishing uniform methods of division of gross income of the business of a single taxpayer between those cities, towns and unincorporated areas in which such taxpayer has a place of business.

Sec. 4. Section 79, chapter 235, Laws of 1945 as amended by section 1, chapter 101, Laws of 1970 ex. sess. and RCW 33.28.040 are each amended to read as follows:

The fees herein provided for shall be in lieu of all other corporation fees, licenses, or excises for the privilege of doing business, except for business and occupation taxes imposed pursuant to chapter 82.04 RCW, and except for license fees or taxes imposed by a city or town under section 2 of this 1972 amendatory act, notwithstanding any other provisions of this section.

Neither an association nor its members shall be taxed upon its savings accounts as property. An association shall be taxable upon its real and tangible personal property.

An association is a mutual institution for savings and neither it nor its property shall be taxed under any law which shall exempt banks or other savings institutions from taxation.

For all purposes of taxation, the assets represented by the contingent fund and other reserves (other than reserves for expenses and specific losses) of an association shall be deemed its only permanent capital and, in computing any tax, whether property, income, or excise, appropriate adjustments shall be made to give effect to the mutual nature of such association.

NEW SECTION. Sec. 5. There is added to chapter 94, Laws of 1970 ex. sess. and to chapter 82.14 RCW a new section to read as follows:

No resolution or ordinance or any amendment thereto adopted pursuant to section 2 of this 1972 amendatory act shall be effective, except on the first day of a calendar month.

NEW SECTION. Sec. 6. Sections 2 through 5 of this 1972 amendatory act shall take effect October 1, 1972."

Mr. Pardini moved adoption of the following amendment to the amendment:

On page 2, section 6, line 33 of the amendment by Representatives Williams, Haussler and North strike "July" and insert "October"

Representatives Pardini and Smythe spoke in favor of the amendment to the amendment, and Representatives

Haussler, Williams and Moon spoke against it.

Mr. Pardini closed debate, speaking again in favor of the amendment to the amendment.

The amendment by Mr. Pardini to the amendment by Representatives Williams, Haussler and North was adopted on a rising vote.

The Speaker stated the question before the House to be the amendment by Representatives Williams, Haussler and North as amended by Representative Pardini.

Mr. Williams spoke in favor of the amended amendment, and it was adopted.

On motion of Mr. Williams, the following amendments to the title were adopted:

On line 1 of the title after "taxation;" and before "and" insert "amending section 79, chapter 235, Laws of 1945 as amended by section 1, chapter 101, Laws of 1970 ex. sess. and RCW 33.28.040;"

On line 2 of the title after "RCW 82.04.385" and before the period insert "adding new sections to chapter 94, Laws of 1970 ex. sess. and to chapter 82.14 RCW; and prescribing effective dates"

Substitute House Bill No. 414 was ordered engrossed and passed to Committee on Rules and Administration for third reading.

SENATE BILL NO. 104, by Senator Peterson (Lowell):

Providing for salary increases of county officials.

The bill was read the second time.

Mr. Wanamaker moved adoption of the following amendment by Representatives Wanamaker and Haussler:

On page 1, line 15, after the period insert a new section as follows:

"Sec. 2. Section 36.27.060, chapter 4, Laws of 1963 as last amended by section 2, chapter 237, Laws of 1971 first ex. sess., and RCW 36.27.060 are each amended to read as follows:

The prosecuting attorneys and their deputies of class three counties and counties with population larger than class three counties shall serve full time and shall not engage in the private practice of law: PROVIDED, That deputy prosecuting attorneys in counties of the second class and third class may serve part time and engage in the private practice of law if the board of county commissioners so provides; PROVIDED, FURTHER, That the board of county commissioners of a fourth class county may, in its discretion, require a prosecuting attorney to serve full time at a salary of twenty thousand dollars."

Remember the remaining section consecutively

Representatives Wanamaker and Kilbury spoke in favor of the amendment.

The amendment was adopted.

On motion of Mr. Wanamaker, the following amendment to the title was adopted:

On page 1, line 4 of the title after the semicolon and before "and" insert "amending section 36.27.060, chapter 4, Laws of 1963 as last amended by section 2, chapter 237, Laws of 1971 first ex. sess. and RCW 36.27.060;"

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Senate Bill No. 104 as amended by the House was placed on final passage.

Mr. Smythe spoke in favor of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 104 as amended by the House, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Not Voting: Representatives Backstrom, Bozarth.

Senate Bill No. 104 as amended by the House, 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.

ENGROSSED SENATE BILL NO. 296, by Senators Odegaard, Clarke and Talley (by Department of Social and Health Services request):

Encouraging vocational rehabilitation programs in correctional institutions.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 296 was placed on final passage.

Mr. Farr spoke in favor of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 296 and the bill passed the House by the following vote: Yeas, 94; nays, 0; not voting, 5.

Voting yea: Representatives Adams, Amen, Anderson, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Hoggins, Hubbard, Hurley, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Backstrom, Bozarth, Haussler, Jastad, Rabel.

Engrossed Senate Bill No. 296, 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.

SENATE JOINT MEMORIAL NO. 2, by Senators Lewis, Mardesich, Guess, Sellar, Metcalf, Newschwander, Gissberg, Rasmussen, Canfield and Jolly:

Requesting Federal Environmental Protection Agency to encourage its cooperation with the Department of Ecology and other state agencies.

The memorial was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Senate Joint Memorial No. 2 was placed on final passage.

Representatives Zimmerman and Martinis spoke in favor of the memorial.

## ROLL CALL

The Clerk called the roll on the final passage of Senate Joint Memorial No. 2 and the memorial passed the House by the following vote: Yeas, 88; nays, 6; not voting, 5.

Voting yea: Representatives Adams, Amen, Anderson, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Jastad,

Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Marsh, Martinis, Marzano, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Sawyer, Schumaker, Shera, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Charnley, Douthwaite, Grant, Hurley, Shinpoch, Williams.

Not voting: Representatives Backstrom, Eikenberry, Lysen, Maxie, Savage.

Senate Joint Memorial No. 2, having received the constitutional majority, was declared passed.

SENATE CONCURRENT RESOLUTION NO. 9, by Senators Wilson, Greive and Andersen:

Directing the development of printing style for free conference reports.

The resolution was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Senate Concurrent Resolution No. 9 was placed on final passage.

Mr. Charette spoke in favor of the resolution.

Senate Concurrent Resolution No. 9 was adopted.

The Speaker declared the House to be at ease.

The Speaker called the House to order.

#### MOTION

On motion of Mr. Bledsoe, the House reverted to the third order of business.

#### MESSAGES FROM THE SENATE

February 7, 1972

Mr. Speaker: The Senate refuses to concur in the House amendments to ENGROSSED SENATE BILL NO. 45 and asks the House to recede therefrom, and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

#### MOTION

On motion of Mr. Bledsoe, the House refused to recede from its amendments to Engrossed Senate Bill No. 45 and asked the Senate for a conference thereon.

## APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed Representatives Shera, Bauer and Barden as members of the Conference Committee on Engrossed Senate Bill No. 45.

## MOTION

On motion of Mr. Bledsoe, the House advanced to the seventh order of business.

## REPORTS OF STANDING COMMITTEES

February 8, 1972

ENGROSSED SENATE BILL NO. 50, Prime Sponsor: Senator Donohue, correcting the savings clause in the embalming examination statute, reported by Committee on Business and Professions.

MAJORITY recommendation: Do pass with the following amendment:

On page 2, section 1, line 3 of the engrossed bill after "1965," strike the remainder of the section, this being the second Senate amendment.

Signed by Representatives Curtis, Chairman, Kuehnle, Vice Chairman, Bagnariol, Ceccarelli, Gallagher, Gladder, Hatfield, Jastad, Jueling.

To Committee on Rules and Administration for second reading.

## MOTIONS

On motion of Mr. Bledsoe, the House advanced to the eleventh order of business.

On motion of Mr. Bledsoe, the House adjourned until 11:00 a.m., Wednesday, February 9, 1972.

THOMAS A. SWAYZE, Jr., Speaker.  
MALCOLM McBEATH, Chief Clerk.

## THIRTY-FIRST DAY

## MORNING SESSION

House Chamber, Olympia, Wash., Wednesday, February 9, 1972.

The House was called to order at 11:00 a.m. by the Speaker. The Clerk called the roll and all members were present.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by Reverend Charles A. Loyer of Westminster United Presbyterian Church of Olympia.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

## MESSAGES FROM THE SENATE

February 8, 1972  
Mr. Speaker: The Senate has concurred in the House amendment to ENGROSSED SENATE BILL NO. 83, and has passed the bill as amended by the House.

Sidney R. Snyder, Secretary.

February 8, 1972  
Mr. Speaker: The Senate has passed:  
ENGROSSED HOUSE BILL NO. 105,  
and the same is herewith transmitted.

Bill Gleason, Assistant Secretary.

February 8, 1972  
Mr. Speaker: The President has signed:  
SENATE BILL NO. 88,  
SENATE BILL NO. 97,  
and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

## SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:  
HOUSE BILL NO. 105,  
SENATE BILL NO. 88,  
SENATE BILL NO. 97.

## RESOLUTIONS

HOUSE RESOLUTION NO. 72-32 by Representatives Swayze, Adams, Shera, Wojahn, Juelling, Brouillet, Marzano, Bottiger and Sawyer:

WHEREAS, The Stadium High School Concert Band has been selected as one of fifty bands to represent this

nation at the International Band Festival to be held in Vienna, Austria in July, 1972; and

WHEREAS, This fifty-five member band is the only band from the State of Washington participating in the festival; and

WHEREAS, This band is one of approximately six-tenths of one percent of the high school bands in the nation invited to participate in this prestigious event; and

WHEREAS, The members of the band will meet and participate with members of one hundred twenty-five bands from fifty countries throughout the world; and,

WHEREAS, The City of Tacoma has proclaimed Stadium band members to be its ambassadors to the youth of the world participating in the festival;

NOW, THEREFORE BE IT RESOLVED, That the House of Representatives congratulates the Stadium High School Concert Band for the diligent work and talent exhibited by their selection.

BE IT FURTHER RESOLVED, That the House of Representatives encourages the young people of this band to continue their efforts which have culminated in such a fine example of the creativity of our youth.

AND, BE IT FURTHER RESOLVED, That the House of Representatives offers its best wishes for a successful tour and expresses its firm belief that the State of Washington and our Nation will be well represented by the Stadium High School Concert Band.

On motion of Mr. Shera, the resolution was adopted.

#### SPEAKER'S PRIVILEGE

The Speaker observed in the south gallery a part of the Stadium High School Concert Band which has been selected to participate in the International Band Festival as part of the sixth-tenths of one percent of the high school bands in the nation invited to participate. The Speaker asked the students to stand and be recognized. He stated that the Tijuana Brass Band portion of the band would be performing in the rotunda at noon.

#### REPORTS OF STANDING COMMITTEES

February 8, 1972

HOUSE BILL NO. 324, Prime Sponsor: Representative Bluechel, relating to state government, reported by Committee on State Government.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass. Signed by Representatives Bluechel, Chairman, Conway, Vice Chairman, Bledsoe, Cunningham, Knowles, Kraabel, McCormick, Moon, Perry, Swayze, Williams.

To Committee on Rules and Administration for second reading.

February 8, 1972

HOUSE BILL NO. 354, Prime Sponsor: Representative Flanagan, pertaining to revenue and taxation, reported by Committee on Revenue and Taxation.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Flanagan, Chairman, Kiskaddon, Vice Chairman, Bledsoe, Ceccarelli, Hatfield, Haussler, Kilbury, King, Marzano, Pardini.

To Committee on Rules and Administration for second reading.

February 8, 1972

HOUSE JOINT RESOLUTION NO. 82, Prime Sponsor: Representative Bledsoe, authorizing the imposition of a tax on income, reported by Committee on Revenue and Taxation.

MAJORITY recommendation: The substitute resolution be substituted therefor and the substitute resolution do pass. Signed by Representatives Flanagan, Chairman, Kiskaddon, Vice Chairman, Bagnariol, Bledsoe, Bluechel, Ceccarelli, Haussler, Julin, Kilbury, King, Pardini.

MINORITY recommendation: Do not pass. Signed by Representatives Hurley, Randall.

To Committee on Rules and Administration for second reading.

February 8, 1972

ENGROSSED SENATE BILL NO. 27, Prime Sponsor: Senator Gissberg, providing for changes in judges' salaries, reported by Committee on Judiciary.

MAJORITY recommendation: Do pass with the following amendments:

On page 2, after section 3, beginning on line 7 insert a new section as follows:

"Sec. 4. Section 100, chapter 299, Laws of 1961 as last amended by section 1, chapter 52, Laws of 1969 and RCW 3.58.010 are each amended to read as follows:

The annual salary of each full time justice of the peace shall be ~~((twenty))~~ twenty-four thousand dollars: PROVIDED, That in cities having a population in excess of five hundred thousand, the city which pays the salary may increase such salary of its municipal judges to an amount not more than the salary paid the superior court judges in the county in which the court is located: PROVIDED FURTHER, That no full time justice of the peace shall ~~((receive any fees or emoluments for the solemnization of))~~ perform any civil marriage((s during courthouse hours or during scheduled sessions of the court)) between 8:00 A.M. and 5:00 P.M. Monday through Friday."

Renumber the remaining sections consecutively.

On line 2 of the title after "judges," and before "superior" strike "and"

On line 2 of the title after "judges" and before the semicolon insert ", and district court judges"

On line 7 of the title after "2.08.090;" and before "making" insert "amending section 100, chapter 299, Laws of 1961 as last amended by section 1, chapter 52, Laws of 1969 and RCW 3.58.010;"

Signed by Representatives Julin, Chairman, Eikenberry, Vice Chairman, Hubbard, Knowles, Marsh, Richardson, Rosellini, Ross, Shinpoch, Spanton.

To Committee on Rules and Administration for second reading.

February 8, 1972

ENGROSSED SENATE BILL NO. 28, Prime Sponsor: Senator Foley, creating a state treasurer's advisory committee, reported by Committee on State Government.

MAJORITY recommendation: Do pass with the following amendment:

On page 3, line 16 of the engrossed bill, being line 5 of the Senate committee amendment, after "of the" strike "Association of Washington County Commissioners" and insert "Washington State Association of Counties"

Signed by Representatives Bluechel, Chairman, Conway, Vice Chairman, Bledsoe, Cunningham, Hoggins, Knowles, Kraabel, McCormick, Paris, Perry, Swayze, Williams.

To Committee on Rules and Administration for second reading.

February 8, 1972

SENATE BILL NO. 56, Prime Sponsor: Senator Holman, permitting six member juries, reported by Committee on Judiciary.

MAJORITY recommendation: Do pass. Signed by Representatives Julin, Chairman, Eikenberry, Vice Chairman, Hubbard, Knowles, Richardson, Ross, Spanton.

To Committee on Rules and Administration for second reading.

February 8, 1972

REENGROSSED SENATE BILL NO. 71, Prime Sponsor: Senator Gissberg, making the state liable for acts of a prisoner on furlough, reported by Committee on Judiciary.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, section 1, line 12 of the reengrossed bill, which is the last line of the Senate amendment by Senator Clarke, after "twenty-five thousand dollars" insert " : AND FURTHER PROVIDED AS FOLLOWS: (1) That neither an

acquittal in a criminal prosecution nor the absence of any such prosecution shall be admissible in any action under this 1972 act as evidence of the noncriminal character of the acts giving rise to such action; (2) that evidence of a criminal conviction arising from acts which are the basis for an action under this 1972 act shall be admissible in such action for the limited purpose of proving the criminal character of the acts; (3) that acts which, but for the insanity or mental irresponsibility of the perpetrator, would constitute criminal conduct shall be deemed to be criminal conduct within the meaning of this section; (4) that the liability of the state of Washington under this 1972 act shall extend to damage caused by acts occurring prior to the effective date of this 1972 act."

Signed by Representatives Julin, Chairman, Eikenberry, Vice Chairman, Hubbard, Knowles, Marsh, Richardson, Rosellini, Ross, Shinpoch, Spanton.

To Committee on Rules and Administration for second reading.

February 8, 1972

SENATE BILL NO. 84, Prime Sponsor: Senator Peterson (Ted), giving totally blind disabled veterans free motor vehicle licenses, reported by Committee on Transportation.

MAJORITY recommendation: Do pass. Signed by Representatives Berentson, Chairman, Spanton, Vice Chairman, Wanamaker, Vice Chairman, Anderson, Beck, Bradley, Conway, Douthwaite, Gallagher, Garrett, Gilleland, Hansey, Hubbard, Johnson, Jones, McCormick, Schumaker.

To Committee on Rules and Administration for second reading.

February 8, 1972

SENATE BILL NO. 89, Prime Sponsor: Senator Stortini, establishing procedure for lost unemployment checks, reported by Committee on State Government.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 1, line 18, after "paid" and before the semicolon insert ", or has not been received by him"

On page 1, section 1, line 23 after "PROVIDED," insert "That the proper owner, payee, or legal representative thereof and sureties shall not be liable where the payment of the original warrant resulted from forgery or fraud by others, not aided or abetted by such proper owner, payee or legal representative thereof or sureties, or occurred as a result of their negligence: PROVIDED FURTHER,"

Signed by Representatives Bluechel, Chairman, Conway, Vice Chairman, Bledsoe, Cunningham, Hoggins, Hurley, Knowles, Kraabel, McCormick, Moon, Paris, Perry, Spanton, Swayze, Williams.

To Committee on Rules and Administration for second reading.

February 8, 1972

ENGROSSED SENATE BILL NO. 90, Prime Sponsor: Senator Andersen, increasing certain filing fees charged by the clerks of the superior courts and allocating increase to payment of judicial salaries, reported by Committee on Judiciary.

MAJORITY recommendation: Do pass. Signed by Representatives Julin, Chairman, Eikenberry, Vice Chairman, Hubbard, Knowles, Marsh, Richardson, Rosellini, Ross, Shinpoch, Spanton.

To Committee on Rules and Administration for second reading.

February 8, 1972

REENGROSSED SENATE BILL NO. 92, Prime Sponsor: Senator Greive, providing for a regional economic development authority, reported by Committee on State Government.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, strike everything after the enacting clause and insert the following:

"NEW SECTION. Section 1. It is declared to be the public policy of the state of Washington to direct financial resources of this state toward the fostering of economic development through the stimulation of investment and job opportunity in order that the general welfare of the inhabitants of the state is served. The legislature further finds that reducing unemployment as soon as possible is of major concern to the economic welfare of the state.

It is further declared that such economic development should be fostered through provision of investment tax deferrals, construction of public facilities, the insurance of industrial mortgages, and technical assistance; that expenditures made for these purposes as authorized in this chapter are declared to be in the public interest, and to constitute a proper use of public funds, and that a regional economic development authority is needed which shall effect such development of economic opportunity.

NEW SECTION. Sec. 2. The regional economic development authority of the state, hereafter designated "authority", is hereby created to exercise those powers granted by this chapter.

The authority shall consist of eight members appointed by the governor and three ex officio members as provided for herein. Of the appointive members two shall represent cities, two shall represent counties, and four shall be citizen members from the public. The appointive members shall be broadly representative of geographic areas

of this state. These members shall initially be appointed as follows: Two members for one-year terms, two members for two-year terms, two members for three-year terms, and two members for four-year terms. Each succeeding term shall be for four years. The three remaining ex officio members shall be the directors of the planning and community affairs agency, the department of ecology, or their designees, and the director of the department of commerce and economic development who shall serve as chairman of the authority. Staff support shall be provided by the department of commerce and economic development.

All appointive members of the authority in the performance of their duties shall receive per diem as provided in RCW 43.03.050 and travel expenses as provided in RCW 43.03.060.

The authority shall adopt, promulgate, amend, or rescind suitable rules and regulations to carry out the provisions of this chapter, and the policies and practices of the authority in connection therewith.

NEW SECTION. Sec. 3. If a vacancy shall occur by death, resignation, or otherwise of appointive members of the authority, the governor shall fill the same for the unexpired term. Any member of the authority, appointive or otherwise, may be removed for malfeasance or misfeasance in office, upon specific written charges by the governor, according to the provisions of chapter 34.04 RCW.

NEW SECTION. Sec. 4. In addition to other applicable provisions of law pertaining to conflicts of interest of public officials, no authority member, appointive or otherwise, may participate in any decision on any authority contract in which he has any interests, direct or indirect, with any firm, partnership, corporation, or association which would be the recipient of any authority aid whether by way of grant, loan, insurance, or other authority assistance. In any instance where such participation occurs, the authority shall void the transaction, and the involved member shall be subject to whatever further sanctions may be provided by law. In addition, the authority shall frame and adopt a code of ethics for its members, which shall be designed to protect the state and its citizens from any unethical conduct by the authority.

NEW SECTION. Sec. 5. The following accounts are hereby created and authorized within the general fund of the state treasury: (1) The industrial mortgage payment insurance revolving account; (2) the public facilities construction loan and grant revolving account; and (3) whatever additional accounts may be required from time to time for carrying out the purposes of this chapter. These accounts shall be exclusive to the authority and where designated are nonlapsing and revolving.

Moneys in these accounts not needed currently to meet the expenses and obligations of the authority shall be invested in such manner as is provided by law for such temporarily available funds, and any interest earned shall be deposited in the respective accounts and shall be used for the purposes specified in this chapter. The state treasurer shall render reports to the authority advising the members of the authority of the status of any funds invested, the market value of the assets as of the date

such statement is rendered, and the income received from the investments during the period covered by the report.

NEW SECTION. Sec. 6. The authority shall keep proper records of accounts and shall be subject to audit by the state auditor. An annual accounting of the condition of the industrial mortgage payment insurance revolving account shall be made. Biennial reports on the activities of the authority shall be made by the chairman to the governor and the legislature.

NEW SECTION. Sec. 7. In addition to powers and duties granted elsewhere in this chapter, the authority shall be authorized:

(1) To adopt bylaws for the regulation of its affairs and the conduct of its business;

(2) To adopt an official seal and alter the same at its pleasure;

(3) To contract with such consultants as may be necessary or desirable for its purposes and to fix their compensation and to utilize the services of other governmental agencies;

(4) To accept from any federal agency loans or grants for the planning or financing of any project and to enter into an agreement with such agency respecting such loans or grants;

(5) To conduct examinations and investigations and take testimony at public or private hearings of any matter material for its information that will assist in determinations related to exercise of the authority's lawful powers;

(6) To accept any gifts, grants, or loans of funds, property, or financial or other aid in any form from any other source on the terms and conditions thereof which are not in conflict with the provisions of this chapter;

(7) To establish such procedures, rules, and regulations consistent with the purposes of this chapter as necessary;

(8) To do all acts and things necessary or convenient to carry out the powers expressly granted or implied in this chapter.

NEW SECTION. Sec. 8. In all instances in which the authority shall consider providing public facilities construction grants or loans, investment tax deferrals, and industrial mortgage payment insurance as authorized in this chapter, the authority shall give its approval only when the project for which the economic development assistance is sought will be consistent with the plans, programs, and policies of state agencies and/or local governmental units within whose jurisdiction the project is located.

NEW SECTION. Sec. 9. The authority is authorized to make direct grants and/or loans to political subdivisions of the state and Indian tribes recognized as such by the federal government, for the purpose of assisting such organizations in financing the cost of public facilities, including the cost of acquisition and development of land and improvements for public facilities, as well as the acquisition, construction, rehabilitation, alteration, expansion, or improvement of such facilities.

NEW SECTION. Sec. 10. Public facilities grants or loans shall be used to fund those projects which will improve the opportunities for the successful maintenance,

establishment, or expansion of industrial or commercial plants or will otherwise assist in the creation or retention of long-term economic opportunities: PROVIDED, That the authority shall initially consider projects which (1) are scheduled to go to bid within three months of approval of the project by the authority, and (2) are scheduled to reach fifty percent of peak employment within six months from the date of letting the bid.

NEW SECTION. Sec. 11. (1) Not less than two-thirds of the amount to be available to the public facilities construction loan and grant revolving account within any biennium shall be made available by the authority for public facilities grants and loans to those areas which have been designated by the secretary of the United States department of commerce as redevelopment areas and to those counties in which the rate of increase in population is less than fifteen percent between the two prior decennial federal census figures available for the counties of this state. Such designated areas for the purposes of this chapter shall be known as regional development areas. Thereafter, the authority may from time to time redefine the initially designated regional development areas. The authority shall base its determination of redefined regional development areas on one or more of the following criteria:

(a) The rate of unemployment in the area, as determined by appropriate annual statistics for the most recent available calendar year, is six percent or more and has been at least (i) fifty percent above the national average for three of the preceding four calendar years, or (ii) seventy-five percent above the national average for two of the preceding three calendar years, or (iii) one hundred percent above the national average for one of the preceding two calendar years, and has averaged at least six percent for those qualifying time periods; or

(b) The rate of increase in population is less than fifteen percent between the two prior decennial federal census figures available for the counties of this state; or

(c) The area is a federal Indian reservation manifesting economic distress as based on unemployment, low income levels, and other evidence of economic underdevelopment.

(2) No more than one-third of the amount estimated to be available to the public facilities construction loan and grant revolving account within any biennium may be made available by the authority to areas not designated regional development areas for public facilities grants and loans when the project for which such funds are sought satisfy one or more of the following criteria:

(a) Provides for greater balance in the distribution of economic opportunity within that region; or

(b) Provides for greater equity in the distribution of economic opportunities for state residents relative to such factors as racial, ethnic, or social group, and educational or skill levels; or

(c) Provides for continued economic diversification leading to greater seasonal or cyclical stability.

NEW SECTION. Sec. 12. In addition to regional development areas, the authority may declare any county, city, or community as a special impact area wherein the

authority determines that the loss, removal, curtailment, or closing of a major source or sources of employment, including the loss, removal, curtailment, or closing of a major state institution, has caused or will cause an unusual and severe rise in unemployment. Such designation as a special impact area shall be for a period of two years from such time of designation. Special impact areas shall be eligible as a regional development area for public facilities grants and loans as provided in section 11 of this act. The authority, through the department of commerce and economic development, further, shall with agencies of the federal government, appropriate agencies of state government and local city, county, and community officials develop projects and programs which will assist in alleviating such unemployment.

NEW SECTION. Sec. 13. Public facilities grants or loans by the authority shall be subject to the following conditions:

(1) The moneys in the public facilities construction loan and grant revolving account are to be used solely to fulfill commitments arising from loans and grants authorized in section 9 of this 1972 act. The total outstanding amount which the authority may dispense at any time pursuant to this section shall not exceed the moneys available for grants and loans from said account;

(2) Financial assistance through such grants or loans may be used directly or indirectly for any facility for public purposes, including, but not limited to, sewer or other waste disposal facilities, arterials, bridges, access roads, port facilities or water distribution and purification facilities;

(3) On contracts made for public facilities loans the authority shall determine the interest rate which advances shall bear, such interest rate not to exceed ten percent per annum, and the authority shall provide such reasonable terms and conditions for repayment of advances as it may determine; said loans not to exceed twenty years in duration.

NEW SECTION. Sec. 14. Repayments of advances made pursuant to such contracts for public facilities construction loans shall be paid into the public facilities construction loan and grant revolving account.

NEW SECTION. Sec. 15. As used in sections 16 through 20 of this 1972 act:

(1) "Eligible investment project" shall mean construction of new buildings or major improvements to existing buildings and the machinery installed in such buildings in the course of such construction or major improvements, when said buildings and machinery are used or are to be used for activities defined in RCW 82.04.120 (the definition of the term "to manufacture"): PROVIDED, That an investment project undertaken by a business as defined in RCW 82.16.010(5) (an electrical utility) shall not be eligible: PROVIDED FURTHER, That one or more the following criteria must be met:

(a) The investment project is or will be located in a regional development area or special impact area;

(b) A minimum of twenty percent of the employees at the plant complex for which the deferral is requested shall be of a minority race;

(c) The plant complex shall be within an industry classification which is not currently a major employing industry in the county in which the plant complex is located. The industry classification of the plant complex shall be determined by the standard industrial classification as assigned by the department of employment security. The major employing industries in a county shall be the two manufacturing sectors, as defined by the two-digit standard industrial classification, which employed the greatest number of persons on an annual average basis in the most recent calendar year for which such information is available from the department of employment security.

(2) "Buildings" shall mean and include only those structures used or to be used to house or shelter manufacturing activities. The term shall include plant offices and warehouses or other facilities for the storage of raw material or finished goods when such facilities are an essential or an integral part of a factory, mill, or manufacturing plant and such factory, mill, or manufacturing plant is used or to be used in the business of manufacture for sale or commercial or industrial use of an article, substance, or commodity. Where a building is used partly for manufacturing and partly for other purposes the applicable tax deferral shall be determined by apportionment of the costs of construction under such rules as the department of revenue shall provide;

(3) "Machinery" shall mean all industrial fixtures, equipment, and support facilities that are an integral and necessary part of a manufacturing operation;

(4) "Major improvement" shall mean the expansion, modernization, or renovation of existing buildings wherein the costs are in excess of twenty-five percent of the true and fair value of the plant complex prior to the improvement;

(5) "Plant complex" shall mean land, machinery, and buildings adapted to industrial use as a single functional or operational unit for the assembling, processing, or manufacturing of finished or partially finished products from raw materials or fabricated parts.

NEW SECTION. Sec. 16. The authority shall certify the eligibility of investment projects, and the department of revenue shall grant investment tax deferrals for eligible investment projects in an amount not to exceed the state and local sales tax payable under chapters 82.08 and 82.14 RCW or the use tax payable under chapters 82.12 and 82.14 RCW on machinery, materials, labor, and services directly utilized in a certified eligible investment project undertaken by a firm engaged in or to be engaged in manufacturing.

NEW SECTION. Sec. 17. Application for certification of an investment project shall be made to the authority in such a form and manner as the authority may prescribe, but in no case shall an application be accepted after initiation of the construction of the investment project. The application shall contain information regarding the location of the investment project, the firm's average employment in the state for the prior year, estimated or actual new employment related to the project, estimated or actual costs, time schedules for completion

and operation, and such other information as the authority may require. The authority shall rule on the application within sixty days and the department of revenue shall issue an investment tax deferral certificate when the authority certifies that the criteria for an eligible investment project have been satisfied.

NEW SECTION. Sec. 18. The department of revenue shall conduct an audit of the project upon its completion in order to determine the total amount of tax deferral. Any tax found due on nonqualifying construction or purchases shall be immediately assessed and payable. The manufacturing firm will begin paying the deferred taxes three years after the date certified by the authority as the date on which the construction project has been operationally completed. The first payment will be due on December 31st of the third calendar year such certified date, with subsequent annual payments due on December 31st of the following four years with amounts of payment scheduled as follows:

<u>Repayment Year</u>	<u>Percent of Deferred Tax Repaid</u>
1	10%
2	15%
3	20%
4	25%
5	30%

NEW SECTION. Sec. 19. The department of revenue may authorize an accelerated repayment schedule upon request of the manufacturing firm. No interest by the state of Washington will be charged on any taxes so deferred for the period of deferral, although all other penalties and interest available to the department of revenue may be assessed and imposed for delinquent payments as are otherwise provided by law. The debt for deferred taxes will not be extinguished by insolvency or other failure of the firm.

NEW SECTION. Sec. 20. The department of revenue may adopt such rules and regulations as it deems necessary for the administration of the investment tax deferral provisions of this chapter.

NEW SECTION. Sec. 21. Where a firm qualifies for a tax deferral under section 15, subsection 1(b) of this 1972 act, the firm shall submit a report to the department of revenue on December 31st of each of the first seven years of the tax deferral. Such report shall contain information upon which the department may determine whether the firm is meeting the requirements of that subsection. If, on the basis of the report or other information, the department finds that the firm is not meeting the requirements of that subsection, the amount of deferred taxes outstanding shall be immediately assessed and payable. If the firm fails to submit a report or submits an inadequate report, the department may declare the amount of deferred taxes outstanding to be immediately assessed and payable.

NEW SECTION. Sec. 22. The authority may establish an independent study board consisting of governmental and nongovernmental experts to investigate the effects of governmental programming, procurement, scientific, technical, and other related policies upon regional economic development. Members of the board may be compensated in accordance with provisions for advisory

councils to the department of commerce and economic development. The authority shall report the board's findings and recommendations to the governor and the legislature for the better coordination of such policies.

NEW SECTION. Sec. 23. For purposes of sections 24 through 33 of this 1972 act:

(1) "Industrial project" means any building or other real estate improvement and the land upon which it may be located, machinery and equipment including installation thereof, and all real properties deemed necessary for this use, including all property rights, easements, and franchises relating thereto and deemed necessary or convenient for operation, by (a) an industry for the manufacturing, processing, or assembling of raw materials or manufactured products, (b) research and development facilities for discovery, perfection, and/or evaluation of new processes or products, or (c) the construction, acquisition, rehabilitation, or improvements of tourist industry facilities and other facilities used by tourists when such facilities fill an established need in the overall development for expansion of a municipality's, county's, or region's tourist industry and/or convention business;

(2) "Mortgagor" means the original borrower under a mortgage and his successors and assigns;

(3) "Mortgagee" means the original lender under a mortgage, and his successors and assigns authorized by federal or state law and approved by the authority, including but not limited to trust companies, banks, and any other classes of lending agencies and institutions;

(4) "Mortgage" means a mortgage or deed of trust on an industrial project, and the term "first mortgage" means such classes of first liens as are commonly given to secure advances such as real estate contracts or real estate under the laws of the state of Washington, together with the credit instruments, if any, secured thereby;

(5) "Cost of project" means the cost of fair market value of construction, lands, property rights, easements, engineering, and any other necessary services.

NEW SECTION. Sec. 24. The authority, upon application of a proposed mortgagee, may insure mortgage payments required by a first mortgage on any industrial project which at the date of application is located or is to be located within a regional development area or special impact area or meets criteria established in subsection (2) of section 11 of this 1972 act, upon such terms and conditions as the authority may prescribe: PROVIDED, That the aggregate amount of principal obligations of all mortgages so insured outstanding at any one time shall not exceed sixty million dollars.

NEW SECTION. Sec. 25. Mortgage payment insurance authorized under section 24 of this 1972 act may be approved where the authority finds that the establishment of the project will meet the general objectives of this chapter and that the project to which the mortgage shall apply is financially sound and there is a reasonable assurance of repayment.

NEW SECTION. Sec. 26. To be eligible for industrial mortgage payment insurance contract under the provisions of this chapter, a mortgage:

(1) Shall be one which is to be made by a mortgagee approved by the authority as responsible and able to service the mortgage properly: PROVIDED, That proprietary information required of an applicant to establish eligibility shall be considered privileged and confidential in nature;

(2) Shall not exceed three million dollars for any one previously delineated project, such amount not to exceed ninety percent of the reasonable cost of the project related to real property, and including initial service charges and appraisal, and inspection and other fees approved by the authority; and shall not exceed fifty percent of the cost of the project related to machinery and equipment without the approval of eighty percent of the members of the authority;

(3) Shall have a maturity satisfactory to the authority but not later than twenty-five years from the date of issuance of the insurance agreement, without the approval of eighty percent of the members of the authority, except in the case of machinery and equipment for which the maturity is to be no more than ten years from the date of the authority's insurance policy, without the approval of eighty percent of the members of the authority, but not beyond the normal life of the machinery and equipment;

(4) Shall contain complete amortization provisions, requiring periodic mortgage payments by the mortgagor which may include principal and interest payments, cost of local property taxes and assessments for payments in lieu thereof, land lease rentals (if any), hazard insurance on the property, such mortgage insurance premiums as are required under section 27 of this 1972 act, and such depreciation payments as may be necessary to maintain the integrity of the project until principal has been completely paid off, all as the authority from time to time may prescribe or approve;

(5) Shall contain such terms and provisions with respect to property insurance, repairs, alterations, payment of taxes and assessments, default reserves, delinquency charges, default remedies, anticipation of maturity, additional and secondary liens, and other matters as the authority may deem necessary;

(6) Shall have a maturity agreement that expires not later than six months after the initial term of the lease of the property on which the mortgage is granted: PROVIDED, That this shall in no way preclude the prepayment of any mortgage so insured: AND FURTHER PROVIDED, That such period is to permit the removal or dispensation of leasehold improvements.

NEW SECTION. Sec. 27. The authority shall fix mortgage insurance premiums for each industrial project for the insurance of the first mortgage payments under the provisions of this chapter: PROVIDED, That such premiums are to be computed as a percentage of the principal obligation of the mortgage outstanding at the beginning of each mortgage year. Such premiums shall be payable by the mortgagors or the mortgagees in such manner as shall be agreed to by the authority. The amount of such premiums shall be on the merits of an individual delineated project. The amount of such premiums need not be uniform among the various loans insured. If such premiums are not paid when

due, such nonpayment shall constitute a default and mortgage insurance benefit shall terminate.

NEW SECTION. Sec. 28. Upon default in payment of any mortgage installment by the mortgagor of more than sixty days or as otherwise provided in the mortgage insurance agreement, the authority, after receiving notification, shall pay to or on behalf of the mortgagee or his order all installment sums required by the mortgage, exclusive of any acceleration provision, as and when such sums fall due, and not the agreement total amount of guaranteed mortgage for the entire policy period which might otherwise be construed to be due by reason of default. When a mortgagor does not meet mortgage payments insured by the authority by reason of vacancy of its industrial project, the authority for the purpose of safeguarding the mortgage insurance fund may grant the mortgagee permission to lease or rent the property to a tenant for a use other than that specified in section 24 of this 1972 act. Such lease or rental may be temporary in nature, and shall be subject to such conditions as the authority may prescribe. The mortgagee shall take responsible steps to correct any default. In the case of a default which will likely continue for more than ninety days, the mortgagee shall, in consultation with the authority, proceed to effect an orderly disposition of the property.

NEW SECTION. Sec. 29. Any loan secured by a first mortgage insured by the authority, any loan to a proposed mortgagor for the purpose of building or improving any industrial project owned by such proposed mortgagor, or any proposed mortgagee given advance commitment by the authority to insure mortgage payments required by a first mortgage upon a completed industrial project, shall be a legal investment for any trust company, bank, investment company, savings bank, savings and loan association, executor, administrator, guardian, conservator, trustee or other fiduciary, and pension, profit-sharing, or retirement fund: PROVIDED, That such loans shall be in conformity with any laws, rules, or regulations governing banks, trust companies, mutual savings banks, or savings and loan associations, by any regulatory agency of the state of Washington or the federal government. When the real estate is mortgaged to secure real or personal property, security for such loans shall be unencumbered except for leases and easements.

A policy of title insurance shall be lodged with the mortgagee until the mortgage is paid. Loans to a proposed mortgagor for the purpose of building or improving industrial projects shall provide for advance at the discretion of the lender as the work progresses: PROVIDED, That they shall not exceed the amount of the advance commitment to insure, shall have construction maturities of not more than twenty-four months unless eighty percent of the members of the authority approve a longer period, and shall be secured by a first mortgage.

NEW SECTION. Sec. 30. The industrial mortgage payment insurance revolving account of the economic development fund shall be used by the authority for carrying out the industrial mortgage payment insurance provisions of this chapter. To this account shall be

charged any and all expenses of the authority necessary to carry out the industrial mortgage payment insurance provisions of this chapter, including mortgage insurance payments required by loan defaults. To the account shall be credited all receipts of the account, including mortgage insurance premiums which the authority may receive under the industrial mortgage payment insurance provisions of this chapter. The mortgagor will be required to repay the state for all expenses incurred prior to loan closing and the finalizing of an insurance policy. These moneys shall be deposited in the industrial mortgage payment insurance account. The account shall be nonlapsing.

NEW SECTION. Sec. 31. The authority may expend out of the industrial mortgage payment insurance revolving account such moneys as may be necessary for any expenses of the authority required to carry out the industrial mortgage payment insurance provisions of this chapter, including administrative, legal, actuarial, and other services. All such expenses incurred by the authority shall be paid by the authority and shall be charged to the account or to the appropriate industrial project or projects.

NEW SECTION. Sec. 32. A fidelity bond in an amount determined by the authority shall be required for each staff member or consultant handling any insurance transaction. Bond premiums for staff members will be paid from the industrial mortgage payment insurance revolving account.

NEW SECTION. Sec. 33. If in the opinion of the authority the addition of moneys to the industrial mortgage payment insurance revolving account shall be required, the authority in writing shall request the state finance committee to provide sufficient moneys to maintain the account at a level deemed adequate by the authority. The state finance committee is authorized to issue anticipatory or arbitrage notes or bonds, or limited obligation bonds to satisfy the request of the authority for funds: PROVIDED, That the total outstanding shall not exceed sixty million dollars.

NEW SECTION. Sec. 34. Sections 23 through 33 of this act shall not be effective until the voters have approved a constitutional amendment authorizing the state to lend its credit for purposes as contemplated in this act.

NEW SECTION. Sec. 35. If any provision of this 1972 act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 36. This 1972 act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately.

NEW SECTION. Sec. 37. This act may be cited as the "Regional Economic Development Act of 1972".

NEW SECTION. Sec. 38. Sections 1 through 34 and section 37 of this act shall constitute a new chapter in Title 43 RCW."

Signed by Representatives Bluechel, Chairman, Bledsoe, Cunningham, Hoggins, Knowles, Kraabel, McCormick, Perry, Swayze.

MINORITY recommendation: Do not pass. Signed by Representatives Hurley, Spanton.

To Committee on Rules and Administration for second reading.

February 8, 1972.

SUBSTITUTE SENATE BILL NO. 96, Prime Sponsor: Senator Day, creating a board of trustees for the state school for the deaf, reported by Committee on Social and Health Services.

MAJORITY recommendation: Do Pass. Signed by Representatives Parr, Chairman, Gladder, Vice Chairman, Adams, Beck, Ceccarelli, Conner, Conway, Jastad, Kirk, Kiskaddon, Marsh, Marzano, Paris.

To Committee on Rules and Administration for second reading.

February 7, 1972

ENGROSSED SUBSTITUTE SENATE BILL NO. 100, Prime Sponsor: Senator Henry, defining crimes pertaining to the theft of telephone services, reported by Committee on Judiciary.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, line 8 strike the balance of the bill and insert:

"Section 1. Section 1, chapter 114, Laws of 1955 and RCW 9.45.240 are each amended to read as follows:

Every person who, with intent to evade the provisions of any order of the Washington public service commission or of any tariff, rule or regulation lawfully filed with said commission by any telephone or telegraph company, or with intent to defraud, obtains telephone or telegraph service from any telephone or telegraph company through the use of a false or fictitious name or telephone number or the unauthorized use of the name or telephone number of another, or through any other trick, deceit or fraudulent device, shall be guilty of a misdemeanor: PROVIDED HOWEVER, That if the value of the telephone or telegraph service which any person obtains in violation of this section during a period of ninety days exceeds seventy-five dollars in the aggregate, then such person shall be guilty of a gross misdemeanor: AND FURTHER PROVIDED, That as to any act which constitutes a violation of both this 1972 act and RCW 9.26A.050 the provisions of RCW 9.26A.050 shall be exclusive.

Sec. 2. Section 2, page 101, Laws of 1854 as last amended by section 1, chapter 83, Laws of 1969 and RCW 10.79.015 are each amended to read as follows:

Any such magistrate, when satisfied that there is reasonable cause, may also, upon like complaint made on oath, issue search warrant in the following cases, to wit:

(1) To search for and seize any counterfeit or spurious coin, or forged instruments, or tools, machines or materials, prepared or provided for making either of them.

(2) To search for and seize any gaming apparatus used or kept, and to be used in any unlawful gaming house, or in any building, apartment or place, resorted to for the purpose of unlawful gaming.

(3) To search for and seize any evidence material to the investigation or prosecution of any homicide or any felony.

(4) To search for and seize any instrument, apparatus or device used to obtain telephone or telegraph service in violation of RCW 9.45.240."

On page 1, line 2 of the title after "9.45.240;" strike the balance of the title and insert "amending section 2, page 101, Laws of 1854 as last amended by section 1, chapter 83, Laws of 1969 and RCW 10.79.015; defining crimes and providing penalties."

Signed by Representatives Julin, Chairman, Eikenberry, Vice Chairman, Hubbard, Knowles, Marsh, Richardson, Rosellini, Ross, Spanton.

To Committee on Rules and Administration for second reading.

February 8, 1972

ENGROSSED SENATE BILL NO. 111, Prime Sponsor: Senator Clarke, providing for special commercial zones in which motor freight carriers can operate at prescribed rates, reported by Committee on State Government.

MAJORITY recommendation: Do pass. Signed by Representatives Bluechel, Chairman, Conway, Vice Chairman, Bledsoe, Cunningham, Hoggins, Knowles, Kraabel, McCormick, Paris, Perry, Swayze, Williams.

To Committee on Rules and Administration for second reading.

February 8, 1972

ENGROSSED SENATE BILL NO. 149, Prime Sponsor: Senator Washington, creating a commission to commemorate the U. S. Bicentennial, reported by Committee on State Government.

MAJORITY recommendation: Do pass. Signed by Representatives Bluechel, Chairman, Conway, Vice Chairman, Cunningham, Hoggins, Knowles, Kraabel, McCormick, Paris, Perry, Swayze, Williams.

To Committee on Rules and Administration for second reading.

February 8, 1972

SUBSTITUTE SENATE BILL NO. 272, Prime Sponsor: Senator Gissberg, providing for intergovernmental disposition of property, reported by Committee on Local Government.

MAJORITY recommendation: Do pass. Signed by Representatives Smythe, Chairman, Amen, Bauer, Blair, Bradley, Brown, Gilleland, Haussler, Jones, Kopet, Lysen, Mentor, North, Rabel, Smith.

To Committee on Rules and Administration for second reading.

February 8, 1972

SUBSTITUTE SENATE BILL NO. 355, Prime Sponsor: Senator Huntley, limiting the variances in the total allocation factor in regard to disbursement of motor vehicle revenues, reported by Committee on Transportation.

MAJORITY recommendation: Do pass. Signed by Representatives Berentson, Chairman, Spanton, Vice Chairman, Wanamaker, Vice Chairman, Anderson, Beck, Bradley, Conner, Conway, Douthwaite, Gallagher, Garrett, Gilleland, Hansey, Hubbard, Johnson, Jones, McCormick, Schumaker.

To Committee on Rules and Administration for second reading.

February 8, 1972

SUBSTITUTE SENATE BILL NO. 412, Prime Sponsor: Senator Bailey, providing for the disposition of state lands, reported by Committee on Local Government.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 1, line 8 after "use" strike everything through "lands." on line 10 and insert "under its own control of the control of other governmental or quasi-governmental agencies, to exchange such lands for lands worth at least ninety percent of the value of the land exchanged, and to manage such lands to produce maximum revenue therefrom."

On page 1, section 3, line 19 after "and" strike "dispose of" and insert "exchange"

On page 3, section 7, line 5 after "persons" strike everything through "advisable" on line 6 and insert ". The procedures and regulations of RCW 36.34.150 through 35.34.200 shall be followed"

On page 3, section 8, line 13 after "and" strike "84.64.270" and insert "84.64.310"

On page 3, add a new section following section 8 as follows:

"NEW SECTION. Sec. 9. Nothing in this act shall

affect any land deeded in trust to the state forest board or its successors pursuant to the provisions of chapter 76 RCW."

ReNUMBER the remaining section consecutively.

On page 3, section 9, line 16 after "through" strike "8" and insert "9"

Signed by Representatives Smythe, Chairman, Amen, Bauer, Brown, Gilleland, Haussler, Jones, Kopet, Lysen, North, Rabel, Smith, Thompson.

MINORITY recommendation: Do not pass. Signed by Representative Mentor.

To Committee on Rules and Administration for second reading.

February 8, 1972

ENGROSSED SENATE JOINT RESOLUTION NO. 109, Prime Sponsor: Senator Greive, amending the state Constitution to allow the state to lend its credit to encourage industrial expansion, reported by Committee on State Government.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, line 16 strike "grant, loan," and insert "loan"

On page 1, line 18 of the engrossed bill, being line 4 of the Senate amendment strike "grants, loans," and insert "loans"

On page 1, line 21 of the engrossed bill, being the last line of the Senate amendment, strike "grants, loans," and insert "loans"

Signed by Representatives Bluechel, Chairman, Bledsoe, Cunningham, Hoggins, Knowles, Kraabel, McCormick, Moon, Paris, Perry, Swayze, Williams.

MINORITY recommendation: Do not pass. Signed by Representatives Hurley, Spanton.

To Committee on Rules and Administration for second reading.

#### SECOND READING

HOUSE BILL NO. 313, by Representatives Goldsworthy and Kopet:

Relating to appropriations.

On motion of Mr. Goldsworthy, Substitute House Bill No. 313 was substituted for House Bill No. 313, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 313 was read the second time.

The Speaker stated that Representatives Marzano and Ross submitted identical amendments to Substitute House Bill No. 313, however Mr. Marzano's amendment would be considered since it was on the desk first.

Mr. Marzano moved adoption of the following amendment:

On page 2, section 2, line 13 after "Washington," strike "and received the Viet Nam Service Medal,"

Mr. Marzano spoke in favor of the amendment.

#### POINT OF ORDER

Mr. Rabel: "I have an amendment on the desk which would change the section that Representatives Marzano and Ross are attempting to strike. I would appreciate your judgment on whether this should be perfected before we strike the entire section."

#### RULING BY THE SPEAKER

The Speaker: "Mr. Rabel, the amendment which is before us strikes one phrase only. It does not strike the entire section. Consequently your amendment, which adds certain language later on in that section, would not come under the rule which allows perfection before striking. Your point is not well taken."

Mr. Marzano concluded his remarks in favor of the amendment, and Mr. Goldsworthy spoke against it.

#### POINT OF INQUIRY

Mr. Goldsworthy yielded to question by Mr. Bradley.

Mr. Bradley: "Mr. Goldsworthy, isn't this money taken out of the cigarette tax that we now have in force for this purpose?"

Mr. Goldsworthy: "That is true."

Mr. Bradley: "Would this then, even if we took in all the additional, raise that cigarette tax, or would this require that it take longer to pay it off?"

Mr. Goldsworthy: "No, it would just extend the time to about six to seven years that it would take to pay this off, under the pay-as-you-go plan that we have based this veterans bonus bill on."

The amendment by Mr. Marzano was not adopted.

Mr. Rabel moved adoption of the following amendment:

On page 2, section 2, line 19 after the colon insert "PROVIDED FURTHER, That no person shall be eligible to receive compensation under this 1972 amendatory act unless he is (1) an unemployed individual meeting the criteria set

forth in RCW 50.20.010, or (2) a person eligible for public assistance meeting the requirements of Title 74 RCW: PROVIDED FURTHER, That notwithstanding any other provision of law to the contrary, the compensation received under this act shall not make the recipient ineligible to receive any other benefits to which he is entitled:"

Representative Rabel spoke in favor of the amendment, and Representatives King, Kuehne and Beck spoke against it.

Mr. Rabel closed debate, speaking in favor of the amendment.

The amendment by Mr. Rabel to Substitute House Bill No. 313 was not adopted.

The Clerk read the following amendment by Mr. Ross: On page 2, section 2, line 25 after "hereunder" and before the period insert ": AND PROVIDED FURTHER, That any person refusing induction into the armed forces on the basis of being a conscientious objector, and being required to serve a prison sentence as a consequence thereof, shall be entitled to the benefits of this act notwithstanding any other section hereof"

The Speaker stated that for failure of a motion to adopt the amendment, it would not be considered.

On motion of Mr. King, the rules were suspended, the second reading considered the third, and Substitute House Bill No. 313 was placed on final passage.

Representatives Goldsworthy, Marzano and Anderson spoke in favor of the bill, and Representatives Rabel and Ross spoke against it.

#### MOTION

Mr. King moved that the rules be suspended and that the names of Representatives Anderson, Wolf and Marzano be added as sponsors of Substitute House Bill No. 313.

The Speaker: "The Speaker will point out that the bill before us is a substitute bill which has no sponsors at this stage of the game. The sponsors of the original bill, under the practice developed, continue to be listed in parentheses as sponsors of the original bill. It probably will be impossible to get the additional names on the printed bill at this stage, but I think the motion is in order."

Mr. Goldsworthy spoke in favor of the motion.

The motion by Mr. King was carried.

Mr. Anderson spoke again in favor of passage of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 313 and the bill passed the House by the following vote: Yeas, 86; nays, 13; not voting, 0.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Bledsoe, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Goldsworthy, Grant, Hansey, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Randall, Rosellini, Savage, Sawyer, Schumaker, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Amen, Blair, Bluechel, Brown, Charnley, Gladder, Hatfield, Jones, Juelling, Rabel, Richardson, Ross, Shera.

Substitute House Bill No. 313, 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.

ENGROSSED SENATE BILL NO. 15, by Senators Andersen, Keefe, Gissberg, Sandison and Elicker:

Providing free tuition at certain institutions of education for children of citizens determined to be prisoners of war or missing in action in Southeast Asia.

The bill was read the second time.

On motion of Mr. Wolf, the following amendment was adopted:

On page 2, section 3, line 21 of the engrossed bill, being line 13 of the printed bill, after "tuition-free" insert "commencing"

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 15 as amended by the House was placed on final passage.

Representatives Wolf and O'Brien spoke in favor of the bill.

## POINT OF INQUIRY

Mr. Benitz yielded to question by Mr. Douthwaite.

Mr. Douthwaite: "I have no objection to this bill certainly, and I think it is a kind and decent thing to do.

However I would call your attention to the fact that I think the wording is a bit loose in the respect that children of men who are missing in action or prisoners of war are to receive free tuition, except there is no specification given about the length of time of this free tuition. In the event their father comes on active duty-- hopefully some of them who are not missing in action or prisoners of war will--in the event their status is changed in this positive sense would you give me your impression please, Mr. Benitz, on: Does this then involve a termination of the free tuition or does that make any difference?"

Mr. Benitz: "It is my opinion it would not make any difference."

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 15 as amended by the House, and the bill passed the House by the following vote: Yeas, 99; nays, 0; not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Engrossed Senate Bill No. 15 as amended by the House, 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 Mr. Bledsoe, the House reverted to the seventh order of business.

#### REPORTS OF STANDING COMMITTEES

February 9, 1972

SENATE BILL NO. 98, Prime Sponsor: Senator Scott, providing procedures in cases of candidacy voids, reported by Committee on Elections and Apportionment.

MAJORITY recommendation: Do pass. Signed by Representatives Brown, Chairman, Bottiger, Grant, May, North, Smythe.

To Committee on Rules and Administration for second reading.

February 8, 1972

SENATE BILL NO. 124, Prime Sponsor: Senator Holman, changing the definition of "service voter" to include persons absent from the state and allowing absentee balloting in municipal elections as well as in others, reported by Committee on Elections and Apportionment.

MAJORITY recommendation: Do pass. Signed by Representatives Brown, Chairman, Bottiger, Grant, May, North, Smythe.

To Committee on Rules and Administration for second reading.

MOTION

On motion of Mr. Bledsoe, the House recessed until 1:30 p.m.

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AFTERNOON SESSION  
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The Speaker (Mr. Pardini presiding) called the House to order at 1:30 p.m. The Clerk called the roll and all members were present except Representatives Johnson and Kuehnle.

The Speaker resumed the Chair.

REPORTS OF STANDING COMMITTEES

February 9, 1972

SENATE BILL NO. 23, Prime Sponsor: Senator Walgren, extending certain harbor lines, reported by Committee on Natural Resources and Ecology.

MAJORITY recommendation: Do pass. Signed by Representatives Zimmerman, Chairman, Newhouse, Vice Chairman, Anderson, Beck, Berentson, Bradley, Charnley, Conner, Cunningham, Flanagan, Gallagher, Gilleland, Hansey, Hurley, Kilbury, Kraabel, Luders, North, Richardson, Schumaker, Smith, Thompson, Wanamaker.

To Committee on Rules and Administration for second reading.

February 9, 1972

SENATE BILL NO. 177, Prime Sponsor: Senator Woodall, implementing law relating to joint school districts, reported by Committee on Education and Libraries.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, beginning on line 25 insert a new section as follows:

"NEW SECTION. Sec. 2. Each intermediate school district may purchase out of current operating funds insurance and otherwise provide for the defense, the indemnification, and the saving and holding harmless from any liability, judgment, cost or damages, including but not limited to legal fees and court costs incurred thereby, for members of the intermediate school district's board of directors arising out of their performance or failure of performance of duties for such intermediate school district."

Renumber the remaining section consecutively.

Signed by Representatives Hoggins, Chairman, Mentor, Vice Chairman, Brown, Conway, Costanti, Hatfield, Jones, May, Polk, Smythe.

To Committee on Rules and Administration for second reading.

February 9, 1972

ENGROSSED SUBSTITUTE SENATE BILL NO. 200, Prime Sponsor: Senator Peterson (Lowell), relating to food fish and shellfish, reported by Committee on Natural Resources and Ecology.

MAJORITY recommendation: Do pass. Signed by Representatives Zimmerman, Chairman, Anderson, Beck, Berentson, Bradley, Charnley, Conner, Flanagan, Gallagher, Gilleland, Kilbury, Martinis, Smith, Thompson, Wanamaker, Williams.

To Committee on Rules and Administration for second reading.

February 9, 1972

SUBSTITUTE SENATE BILL NO. 221, Prime Sponsor: Senator Sandison, funding a survey of Discovery Bay, reported by Committee on Natural Resources and Ecology.

MAJORITY recommendation: Do pass with the following amendment:

Beginning on page 1, line 4, beginning with "The" strike everything down to and including the period on line 17 and insert "The legislature finds that fish constitute a valuable natural resource of this state. The protection of such a resource is necessary to promote the welfare of the citizens of our state. The legislature further finds that

in recent years there has been increasing commercial fishing activities in the waters of Discovery Bay. Therefore, the legislature deems it necessary for a survey to be taken of the waters of Discovery Bay in order to determine the impact of commercial fishing on the fish resources in those waters. The fisheries research institute at the University of Washington, in cooperation with the interim committee on fisheries, game and game fish, shall conduct a survey and study on the impact of commercial fishing on Discovery Bay. The results of the survey and study shall be presented to the next regular session of the legislature for its consideration."

Signed by Representatives Zimmerman, Chairman, Anderson, Beck, Berentson, Bradley, Charnley, Conner, Gallagher, Gilleland, Hansey, Hurley, Kilbury, Kraabel, Martinis, North, Thompson, Wanamaker, Williams.

To Committee on Rules and Administration for second reading.

The Speaker declared the House to be at ease.  
The Speaker called the House to order.

#### MESSAGES FROM THE SENATE

February 9, 1972

Mr. Speaker: The President has signed:

SENATE BILL NO. 83,

SENATE BILL NO. 296,

SENATE JOINT MEMORIAL NO. 2,

SENATE CONCURRENT RESOLUTION NO. 9,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

#### SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:

SENATE BILL NO. 83,

SENATE BILL NO. 296,

SENATE JOINT MEMORIAL NO. 2,

SENATE CONCURRENT RESOLUTION NO. 9.

#### REPORTS OF STANDING COMMITTEES

February 9, 1972

SENATE BILL NO. 263, Prime Sponsor: Senator Mardesich, authorizing the issuance of revenue bonds by parks and recreational facilities, reported by Committee on Natural Resources and Ecology.

MAJORITY recommendation: Do pass. Signed by Representatives Zimmerman, Chairman, Anderson, Beck, Charnley, Conner, Cunningham, Flanagan, Gallagher, Gilleland, Hurley, Kilbury, Martinis, Smith, Thompson, Wanamaker, Williams.

To Committee on Rules and Administration for second reading.

SECOND READING

ENGROSSED SUBSTITUTE SENATE BILL NO. 203, by Committee on Education (Originally sponsored by: Senator Odegaard):

Relating to education.

The bill was read the second time.

PARLIAMENTARY INQUIRY

Mr. Grant: "We passed the seventh order of business--Reports of Standing Committees. Was a report relative to Engrossed Substitute Senate Bill No. 438 read in from the Committee on Financial Institutions and Insurance?"

The Speaker: "I do not see Engrossed Substitute Senate Bill No. 438 on any of the supplemental sheets of reports of standing committees."

PERSONAL PRIVILEGE

Mr. Grant: "I understand, Mr. Speaker, that this morning the Financial Institutions and Insurance Committee did consider Engrossed Substitute Senate Bill No. 438, and that it did receive the necessary votes to be read in from that committee with a 'do pass' recommendation. I would just like to know who is playing games here. I would like to see that bill considered by this legislature, and I don't particularly approve of the pocket veto that is being used in order to kill it."

Mr. Smythe moved adoption of the following amendment to Engrossed Substitute Senate Bill No. 203:

On page 1, section 1, line 15 after "1971-72" insert "and 1972-73"

Mr. Smythe spoke in favor of the amendment, and the amendment was adopted on a rising vote.

Mr. Smythe moved adoption of the following amendment:

On page 1, section 1, line 19 after "emergency" and before the amendment by Senator Lewis insert "PROVIDED FURTHER, That the term 'unforeseen emergency' shall include the failure of a special levy resulting in loss of funds to a school district, in which event there shall be no limitation on the number of days by which the school year may be reduced so long as the number of days reduced is determined by the board of directors of an affected school district and approved by the superintendent of public instruction"

POINT OF ORDER

Mr. Polk: "Mr. Speaker, the bill deals with emergencies in the area of snow and unusual conditions because of snow. This amendment is extending that considerably to the area of the special levy. I would like your ruling if this doesn't in fact go beyond the scope and object of the bill."

RULING BY THE SPEAKER

The Speaker: "The Speaker has examined the provisions of Substitute Senate Bill No. 203, as amended in the Senate. It deals with a very broad general section of the Revised Code of Washington--one which, as a matter of fact, gives the Superintendent of Public Instruction broad powers and authority to establish rules and regulations to carry out the provisions of the laws of this state pertaining to education. Then the original bill, the substitute bill before us, merely specifies, in one instance, what that general, broad rule-making power and authority may encompass in a particular, specific instance. The Senate amendments broaden that from K-12 to vocational school programs. The proposed amendment by Representative Smythe merely seeks a specific definition of one of the terms used already in the language of the bill (that being 'unforeseen emergency') and it is an attempt to clarify and specify language which is in a very, very broad and general section of the Revised Code of Washington. I think I have to rule it within the scope and object of the bill."

Representatives Smythe and Bottiger spoke in favor of the amendment, and Representatives Brown and Barden spoke against it.

POINT OF INQUIRY

Mr. Smythe yielded to question by Mr. Savage.

Mr. Savage: "If your amendment is adopted, would it prohibit the arrangements that were made as described by Representative Brown in his district? Would this prohibit that kind of arrangement?"

Mr. Smythe: "Not at all."

Mr. Savage spoke in favor of the amendment. Mr. Smythe closed debate, speaking in favor of the amendment.

The amendment by Mr. Smythe was adopted on a rising vote.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Substitute Senate Bill No. 203, as amended by the House, was placed on final passage.

Representative Charette spoke against passage of the bill, and Representatives Douthwaite and Hoggins spoke in favor of it.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 203 as amended by the House, and the bill passed the House by the following vote: Yeas, 57; nays, 40; not voting, 2.

Voting yea: Representatives Adams, Anderson, Bauer, Berentson, Bledsoe, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Flanagan, Haussler, Hoggins, Hubbard, Jastad, Juelling, Kilbury, King, Kirk, Kiskaddon, Knowles, Kraabel, Litchman, Luders, Lysen, Marsh, Maxie, McCormick, McDermott, Mentor, Morrison, Newhouse, O'Brien, Pardini, Perry, Rabel, Randall, Richardson, Ross, Savage, Sawyer, Smythe, Van Dyk, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Amen, Backstrom, Bagnariol, Barden, Beck, Benitz, Blair, Bluechel, Brown, Conner, Eikenberry, Farr, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Hurley, Jones, Julin, Kopet, Martinis, Marzano, May, Merrill, Moon, North, Paris, Polk, Rosellini, Schumaker, Shera, Shinpoch, Smith, Spanton, Thompson, Wanamaker.

Not voting: Representatives Johnson, Kuehne.

Engrossed Substitute Senate Bill No. 203, as amended by the House, 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.

## NOTICE OF RECONSIDERATION

Mr. Charette served notice that, having voted on the prevailing side, he would on the next working day move for reconsideration of the vote by which Engrossed Substitute Senate Bill No. 203 as amended by the House, passed the House.

SENATE BILL NO. 173, by Senators Talley, Huntley and Day:

Conforming fire commission filing dates to general law and prescribing fire district bid limits.

The bill was read the second time.

Mr. Charette moved adoption of the following amendment:

On page 1, section 2, beginning on line 16 strike all of section 2.

Mr. Charette spoke in favor of the amendment.

## POINT OF INQUIRY

Mr. Smythe yielded to question by Mr. Bottiger.

Mr. Bottiger: "Representative Smythe, I talked to Representative Charette about this and asked what testimony there was to justify this increase for fire protection districts that isn't shared by other units of government.

I asked who was for it, and why, and he told me I should ask you."

Mr. Smythe: "There was little testimony on this particular point. The bill originated for purposes of defining the election laws and bringing them into conformity. The increase in the bidding prices was spoken to as a necessity because certain repairs start out at a certain top figure, and then they go beyond the thousand dollars and they are already out without a bid. That was the justification for it. There wasn't a great deal of testimony on it."

Representative Bottiger spoke against adoption of the amendment, and Representatives Haussler and Julin spoke in favor of it.

The amendment by Mr. Charette was adopted.

On motion of Mr. Charette, the following amendment to the title was adopted:

On page 1, line 3 of the title after "52.12.040" insert a period and strike the balance of the title.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Substitute Senate Bill No. 203 as amended by the House, was placed on final passage.

Mr. Smythe spoke in favor of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 173 as amended by the House, and the bill passed the House by the following vote: Yeas, 95; nays, 0; not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Johnson, Kuehne, McDermott, Randall.

Senate Bill No. 173 as amended by the House, 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.

ENGROSSED SENATE BILL NO. 350, by Senator Huntley:

Relating to budgets of school districts.

Committee recommendation: Majority, do pass as amended. (For amendments, see Journal for thirtieth day, February 8, 1972.)

The bill was read the second time.

On motion of Mr. Hoggins, the committee amendments were adopted.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 350 as amended by the House, was placed on final passage.

Mr. Hoggins spoke in favor of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 350 as amended by the House, and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Johnson, Kuehnle, Randall.

Engrossed Senate Bill No. 350 as amended by the House, 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.

HOUSE BILL NO. 102, by Representatives Smythe, Haussler and Curtis:

Removing the two percent maximum on the cost the state may charge the city or county of collecting the sales and/or use tax and removing the cut-off date for the local sales tax.

The bill was read the second time.

Mr. Newhouse moved adoption of the following amendment by Representatives Newhouse, Van Dyk, Hansey and Farr:

On page 2, beginning on line 8 add the following new sections:

NEW SECTION. Sec. 3. As used in this chapter:

'Tax commission' means the department of revenue of the state of Washington;

'Operating property' means all of the property utilized by a city or town in the operation of a plant or system for the generation, transmission, or distribution of electric energy for sale;

'Taxing districts' means counties, cities, towns, school districts, fire district, and road districts;

'Distributes to consumers' means the sale of electric energy to ultimate consumers thereof, and does not include sales of electric energy for resale by the purchaser;

'Wholesale value' means all costs of a city or town associated with the generation and transmission of energy from its own generation and transmission system to the point or points of inter-connection with the distribution system owned and used by a city or town to distribute such energy to consumers, or in the event a distribution system owned by a city or town is not used to distribute such energy, then the term means the gross revenues derived by a city or town from the sale of such energy to consumers.

'Gross revenue' means the amount received from the sale of electric energy.

NEW SECTION. Sec. 4. There is hereby levied and there shall be collected from every city or town a tax for the act or privilege of engaging within this state in the business of operating works, plants, or facilities for the generation, distribution, and sale of electric energy. With respect to each such city or town, such tax shall be the sum of the following amounts: (1) Five percent of the first four mills per kilowatt-hour of wholesale value of self-generated energy distributed to consumers by a city or town; (2) five percent of the first four mills per kilowatt-hours of revenue obtained by the city or town from the sale of self-generated energy for resale.

NEW SECTION. Sec. 5. On or before the fifteenth day of March of each year, each city or town subject to this tax shall file with the department of revenue a verified report on forms prescribed by the department of revenue. Such report shall state (1) the gross revenues derived by the city or town from the sale of all distributed energy to consumers and the respective amounts derived from such sales within each county; (2) the gross revenues derived by the city or town from the sale of self-generated energy for resale; (3) the amount of all generated energy distributed by a city or town from its own generating facilities, the wholesale value thereof, and the basis on which the value is computed; (4) the total cost of all generating facilities and the cost of acquisition of land and land rights for reservoir purposes in each county, and (5) such other and further information as the department of revenue reasonably may require in order to administer the provisions of this chapter. In case of failure by a city or town to file such report, the

department of revenue may proceed to determine the information, which determination shall be contestable by the city or town only for actual fraud.

NEW SECTION. Sec. 6. Prior to May 1st, the department of revenue shall compute the tax imposed by this chapter for the last preceding calendar year and notify the city or town of the amount thereof, which shall be payable on or before the following June 1st. Upon receipt of the amount of each tax imposed the department of revenue shall deposit the same with the state treasurer, who shall deposit four percent thereof in the general fund of the state and shall distribute the remainder in the manner hereinafter set forth. The state treasurer shall send a duplicate copy of each such letter of transmittal to the department of revenue.

NEW SECTION. Sec. 7. After computing the tax imposed by this chapter, the department of revenue shall instruct the state treasurer, after placing four percent in the state general fund, to distribute the balance collected under this chapter as follows: If the entire generating facility including reservoir, if any, is in a single county then all of the balance to the county where such generating facility is located. If any reservoir is in more than one county, then to each county in which the reservoir or any portion thereof is located a percentage equal to the percentage determined by dividing the total cost of the generating facilities, including adjacent switching facilities, into twice the cost of land and land rights acquired for any reservoir within each county, land and land rights to be defined the same as used by the federal power commission. If the powerhouse and dam, if any, in connection with such reservoir are in more than one county, the balance shall be divided sixty percent to the county in which the owning district is located and forty percent to the other county or counties or if said powerhouse and dam, if any, are owned by a joint operating agency organized under chapter 43.52 RCW, or by more than one city or town or are outside the county of the owning city or town, then to be divided equally between the counties in which such facilities are located. If all of the powerhouse and dam, if any, are in one county, then the balance shall be distributed to the county in which the facilities are located.

NEW SECTION. Sec. 8. Interest at the rate of six percent per annum shall be added to the tax hereby imposed after the due date. The tax shall constitute a debt to the state and may be collected as such.

NEW SECTION. Sec. 9. Whenever any city or town acquires an operating property from any private person, firm, or corporation and a portion of the operating property is situated within the boundaries of any school district and at the time of such acquisition there is an outstanding bonded indebtedness of the school district, then the city or town shall, in addition to the tax imposed by this chapter, pay directly to the school district a proportion of all subsequent payments by the school district of principal and interest on said bonded indebtedness, said additional payments to be computed and paid as follows: The amount of principal and interest required to be paid by the school district shall be

multiplied by the percentage which the assessed value of the property acquired bore to the assessed value of the total property in the school district at the time of such acquisition. Such additional amounts shall be paid by the city or town to the school district not less than fifteen days prior to the date that such principal and interest payments are required to be paid by the school district. In addition, any city or town which acquires from any private person, firm, or corporation an operating property situated within a school district, is authorized to make voluntary payments to such school district for the use and benefit of the school district.

NEW SECTION. Sec. 10. The county commissioners of each county shall direct the county treasurer to deposit funds to the credit of each taxing district in the county according to the manner they deem most equitable; except not less than thirty-five percent of all moneys so received shall be apportioned to the school districts within the county having properties within their limits of a city or town which properties are subject to the tax imposed by this chapter; and not less than an amount equal to three-fourths of one percent of the gross revenues obtained by a city or town from the sale of electric energy within any incorporated city or town shall be remitted to such city or town. Information furnished by the city or town to the county commissioners shall be the basis for the determination of the amount to be paid to such cities or towns.

NEW SECTION. Sec. 11. All moneys received by any taxing district shall be used for purposes for which state taxes may be used under the provisions of the state Constitution.

NEW SECTION. Sec. 12. Whenever, hereafter, property is removed from the tax rolls as a result of the acquisition of operating property or the construction of a generating plant by a city or town, such city or town may make voluntary payments to any municipal corporation or other entity authorized to levy and collect taxes in an amount not to exceed the amount of tax revenues being received by such municipal corporation or other entity at the time of said acquisition or said construction and which are lost by such municipal corporation or other entity as a result of the acquisition of operating property or the construction of a generating plant by the city or town: PROVIDED, That this section shall not apply to taxing districts as defined in section 3 of this 1972 amendatory act, and: PROVIDED FURTHER, That in the event any operating property so removed from the tax rolls is dismantled or partially dismantled the payment which may be paid hereunder shall be correspondingly reduced.

NEW SECTION. Sec. 13. In the event any city or town hereafter purchases or otherwise acquires electric utility properties comprising all or a portion of an electric generation and/or distribution system from a public service company, as defined in RCW 80.04.010, the total amount of privilege taxes imposed under this 1972 amendatory act to be paid by the city or town annually on the combined operating property within each county where such utility property is located, irrespective of any other basis of levy contained in this chapter, will be not less

than the combined total of the ad valorem taxes, based on regular levies, last levied against the electric utility property constituting the system so purchased or acquired plus the taxes paid by the city or town for the same year on the revenues of other operating property in the same county under terms of this chapter. If all or any portion of the property so acquired is subsequently sold, or if rates charged to purchasers of electric energy are reduced, the amount of privilege tax required under this section shall be proportionately reduced.

NEW SECTION. Sec. 14. Payments to units of local government pursuant to contracts entered into under the provisions of RCW 35.21.420, 35.21.422, 35.21.425 and 35.21.426 (which sections are repealed by section 16 of this 1972 amendatory act upon the effective date of this 1972 amendatory act) shall be a credit against such taxes due and payable pursuant to section 3 of this 1972 amendatory act.

NEW SECTION. Sec. 15. Sections 3 through 14 shall constitute a new chapter in Title 35 RCW.

NEW SECTION. Sec. 16. The following acts or parts of acts are each hereby repealed:

(1) Section 35.21.420, chapter 7, Laws of 1965 and RCW 35.21.420;

(2) Section 1, chapter 52, Laws of 1967 ex. sess. and RCW 35.21.422;

(3) Section 35.21.425, chapter 7, Laws of 1965 and RCW 35.21.425;

(4) Section 35.21.426, chapter 7, Laws of 1965 and RCW 35.21.426; and

(5) Section 35.21.427, chapter 7, Laws of 1965 and RCW 35.21.427.

NEW SECTION. Sec. 17. If any provision of this 1972 amendatory act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected."

#### POINT OF ORDER

Mr. O'Brien: "Mr. Speaker, I rise to a point of order that the amendment is not germane to the original intent and purpose of House Bill No. 102. House Bill No. 102 pertains to and grants to counties, cities and towns the right to impose a sales and/or use tax. It sets forth the administration thereof and actually repeals the time period the act had. This amendment grants them the right to levy a tax on power plants and kilowatts on a certain percentage basis. Therefore, the amendment is narrow in scope, pertaining to certain cities and towns, and actually has nothing to do with the original intent of House Bill No. 102. It doesn't amend it in any way to fit the original intent of the act. The purpose of amendments, of course, is to more or less conform to or improve the original scope and intent. This one in my opinion has nothing to do whatsoever with the original purpose and scope of House Bill No. 102."

Mr. Newhouse: "Mr. Speaker, I have felt rather strongly, and I will protest the point of order and would

like to give my side. These two subjects were considered and tied together in the Legislative Council committee on which I served. We thought very definitely they were related, and we felt rather strongly that this particular amendment should be brought to the attention of the House. I will concede that these two were in a Legislative Council bill which was indefinitely postponed by the Rules Committee--10/16ths of which is represented by the two cities involved, i.e., Seattle and Tacoma. We have felt that there was a good deal of inequity in the payment of taxes on generating facilities around the state, that it should be straightened out, and maybe the only way we can do it is by talking about it on the floor of the House. It may be a little bit of a carrot and stick approach. The only way we can talk is with a club, I guess--a 2x4 approach--to cities like Seattle and Tacoma these days."

Mr. Bottiger: "Mr. Speaker, speaking to the point of order, which is the question of whether or not the amendment expands the scope and object of the bill: I would call the Speaker's attention to the fact that the bill itself pertains to the collection of an existing tax, whereby the amendment imposes a new tax, referring to new sections, and is a generating tax. Very clearly, it would appear to me, it expands the scope and object and intent of the original statute."

Mr. Newhouse: "I would like to compare the scope and object of this bill, as relating to taxes paid by cities to a bill of last session that involved one hundred different areas of government--the camper tax, property tax, and all of those things. I think these are very definitely within the same area. It is an extension of an existing tax as compared to what the P.U.D.'s pay--we are asking that the municipalities pay the same rate."

#### RULING BY THE SPEAKER

The Speaker: "Without any question, the most difficult rulings to make on this point of germaneness (and I have been faced within the last two years with a number of these rulings) are on the bills dealing with appropriations, revenue, and the like, which by their very nature tend to encompass a number of different things dealing really with different projects, services, or revenue-raising types of situations.

"I have attempted, in reaching my rulings on germaneness, to be very consistent in holding: (1) The title is not all determinative, so that simply because a matter deals with revenue and taxation, then just because another amendment deals with revenue and taxation, it is not necessarily germane; (2) when you get into completely different areas of taxation (such as the ruling I made earlier this session where an attempt was made to put an amendment dealing with state business and occupation taxes on a bill dealing with local property taxes) that you are really getting into different levels of government, completely different sections of the Code, and really different policy decisions for this legislature to make.

However, you can carry this particular concept down to a ridiculous extreme if you insist that a bill dealing with one specific tax only, or the extension of an existing tax then is not subject to any amendment except pertaining to that specific thing with that specific tax. The Speaker is not prepared to go that far and thwart the will of the majority of this body in its attempts to place legitimate amendments.

"Therefore, as I view this particular measure, it deals not only with revenue and taxation, it deals with revenue and taxation also at the local level. It deals not directly with that tax itself but with the authority that we give local government to impose its own taxes for support of its citizens and its service. In that regard, dealing with each of those categories of subject matter--revenue and taxation, local government, and the ability of local government to decide on its own taxing powers and support itself, its citizens and its services--I feel that both the bill and the amendment deal within those subject areas. Somewhat reluctantly, I must rule that it is germane."

Representatives Newhouse and Jastad spoke in favor of the amendment, and Representative Litchman spoke against it.

#### PERSONAL PRIVILEGE

Mr. Bledsoe: "Mr. Speaker, I could just as well say this to you in the privacy of your office, but I would much prefer to say it here. On behalf of the members of this body, I would like to compliment you and thank you for the exceedingly fair manner in which you have approached this most difficult question--that of ruling on the germaneness of amendments. The fairness in which you have approached it is quite obviously demonstrated when a member of your own leadership team is in doubt as to how you would rule, whether for him or against him. I well recognize that you have succeeded in doing what it is that you intended to do--that you would discipline this body in its full scope of amendatory process without at the same time thwarting its ability to act. A very classy job!"

Mr. Bledsoe then spoke against adoption of the amendment by Mr. Newhouse.

Representatives Van Dyk, Flanagan and Brown spoke in favor of the amendment by Mr. Newhouse to House Bill No. 102, and Representatives Curtis and O'Brien spoke against it.

#### PARLIAMENTARY INQUIRY

Mrs. Hurley: "What does a person such as I do when I want to oppose making permanent the half-cent sales tax, and I want to vote for Mr. Newhouse's amendment?"

The Speaker: "I think those are consistent viewpoints. If you believe that voting for the amendment

will kill the bill, you have accomplished both purposes."

Representatives Smythe and Bottiger spoke against adoption of the amendment, and Representative Smith spoke in favor of it.

Mrs. Hurley demanded the previous question and the demand was sustained.

Mr. Newhouse closed debate, speaking in favor of the amendment.

The amendment by Mr. Newhouse to House Bill No. 102 was lost on a rising vote.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 102 was placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 102 and the bill passed the House by the following vote: Yeas, 90; nays, 6; not voting, 3.

Voting yea: Representatives Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Jastad, Jones, Juelling, Julin, Kilbury, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lysen, Marsh, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Richardson, Rosellini, Ross, Savage, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Hurley, King, Martinis, Moon, Randall, Sawyer.

Not voting: Representatives Adams, Johnson, Kuehne.

House Bill No. 102, 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 Mr. Morrison, the House reverted to the seventh order of business.

#### REPORTS OF STANDING COMMITTEES

February 9, 1972

ENGROSSED SENATE BILL NO. 62, Prime Sponsor: Senator Mardesich, providing for pension plans and tax deferred

annuities for qualified public employees, reported by Committee on Financial Institutions and Insurance.

MAJORITY recommendation: Do pass. Signed by Representatives Shera, Chairman, Backstrom, Bagnariol, Barden, Berentson, Hoggins, Hubbard, King, Litchman, Luders, Merrill, O'Brien.

To Committee on Rules and Administration for second reading.

February 9, 1972

SENATE BILL NO. 414, Prime Sponsor: Senator Francis, permitting school districts to provide employees with certain pension or annuity benefits, reported by Committee on Financial Institutions and Insurance.

MAJORITY recommendation: Do pass. Signed by Representatives Shera, Chairman, Backstrom, Bagnariol, Barden, Berentson, Hoggins, Hubbard, King, Litchman, Luders, Merrill, O'Brien.

To Committee on Rules and Administration for second reading.

February 9, 1972

ENGROSSED SUBSTITUTE SENATE BILL NO. 438, Prime Sponsor: Senator Lewis, relating to public employment, reported by Committee on Financial Institutions and Insurance.

MAJORITY recommendation: Do pass with the following amendments:

On page 5, section 1, line 19 strike "~~consecutive~~" and insert "consecutive"

On page 12, section 5, line 5 of the engrossed bill, being line 4 of the printed bill after "than" strike "seventy" and insert "sixty"

Signed by Representatives Backstrom, Bagnariol, Barden, Berentson, Hoggins, Hubbard, King, Litchman, Luders, Merrill, O'Brien.

To Committee on Rules and Administration for second reading.

#### MOTION

On motion of Mr. Morrison, the House adjourned until 11:00 a.m., Thursday, February 10, 1972.

THOMAS A. SWAYZE, Jr., Speaker.  
MALCOLM McBEATH, Chief Clerk.

THIRTY-SECOND DAY

MORNING SESSION

House Chamber, Olympia, Wash., Thursday, February 10, 1972.

The House was called to order at 11:00 a.m. by the Speaker. The Clerk called the roll and all members were present except Representative Moon who was excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by Reverend J. Alan Justad of the First United Methodist Church of Olympia.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

MESSAGES FROM THE SENATE

February 9, 1972  
Mr. Speaker: The Senate has passed ENGROSSED SENATE BILL NO. 99,  
and the same is herewith transmitted.  
Bill Gleason, Assistant Secretary.

February 9, 1972

Mr. Speaker: The Senate has passed:  
HOUSE BILL NO. 80,  
HOUSE BILL NO. 81,  
HOUSE BILL NO. 82,  
HOUSE BILL NO. 83,  
HOUSE BILL NO. 84,  
HOUSE BILL NO. 85,  
ENGROSSED HOUSE BILL NO. 126,  
and the same are herewith transmitted.  
Bill Gleason, Assistant Secretary.

SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:  
HOUSE BILL NO. 80,  
HOUSE BILL NO. 81,  
HOUSE BILL NO. 82,  
HOUSE BILL NO. 83,  
HOUSE BILL NO. 84,  
HOUSE BILL NO. 85,  
HOUSE BILL NO. 126.

## INTRODUCTION AND FIRST READING

ENGROSSED SENATE BILL NO. 99, by Senators Odegaard, Twigg and Day:

AN ACT Relating to revenue and taxation; amending section 82.12.030, chapter 15, Laws of 1961 as last amended by section 10, chapter 299, Laws of 1971 ex. sess. and RCW 82.12.030; amending section 73, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.902; declaring an emergency; and prescribing effective dates.

To Committee on Revenue and Taxation.

## RESOLUTIONS

The Speaker: "With the consent of the sponsors of the various floor resolutions listed on today's agenda, I am asking that all floor resolutions, which are now coming in rather fast, be held, and we will set a special day next week for consideration of them. If there are any resolutions introduced which have a particular significance as far as date is concerned, please let me know and we will make an exception for those."

## MOTION FOR RECONSIDERATION

Mr. Charette, having given notice on the preceding day, moved that the House do now reconsider the vote by which ENGROSSED SUBSTITUTE SENATE BILL NO. 203 as amended by the House, passed the House.

ENGROSSED SUBSTITUTE SENATE BILL NO. 203, by Committee on Education (Originally sponsored by: Senator Odegaard):

Relating to education.

Mr. Charette spoke in favor of the motion, and Mr. Smythe spoke against it.

## PARLIAMENTARY INQUIRY

Mr. Ceccarelli: "If we vote for reconsideration, doesn't this put the amended bill before us for reconsideration, or would we also have an opportunity to strike the amendment?"

The Speaker: "If the motion for reconsideration carries, the bill is back before this body in the identical form in which it was on final passage. That would include the amendment by Mr. Smythe which was adopted on the floor. The bill, being before us in that form, would then be subject to any further motions such as to postpone to a time certain, move back to second reading for the purpose of further amendment (however that would require a suspension of the rules), or any other motion for any other disposition of that bill, just as if we had never voted on it finally."

POINT OF INQUIRY

Mr. Brouillet yielded to question by Mr. Charnley.

Mr. Charnley: "Buster, I am a little concerned about the effect of this bill as it now stands before us on the state support--the funds from the state to the school districts. For example, if a school district, because of the emergency herein discussed, would be cut to say 170 days, would the state support fund then be cut to 170 days, or would they still pay the full amount based on 180 days?"

Mr. Brouillet: "Representative Charnley, according to the bill, if the school district were cut to 170 days, the state superintendent could still give them money for 180 days. I guess that is the reason for the amendment. If they were cut, they could still receive the state apportionment. The problem is, if the levy failed, they would be short approximately 25 or 30 percent of the local funds. But according to this bill, the way I read it, the state superintendent could legally, which he cannot now do, allocate the state funds that are appropriated."

Representatives Brown, Julin and Bagnariol spoke in favor of the motion by Mr. Charette, and Representatives Marsh, Zimmerman, Bauer, Randall, Douthwaite and Conway spoke against it.

Mr. Pardini demanded the previous question and the demand was sustained.

The motion by Mr. Charette, to reconsider the vote by which Engrossed Substitute Senate Bill No. 203 as amended by the House passed, was carried on a rising vote.

RECONSIDERATION

The Speaker stated the question before the House to be final passage of Engrossed Substitute Senate Bill No. 203 as amended by the House.

MOTION

Mr. Charette moved that the rules be suspended and Engrossed Substitute Senate Bill No. 203 as amended by the House be returned to second reading for the purpose of amendment.

The motion was lost on a rising vote.

Representatives Charette and Bagnariol spoke against passage of Engrossed Substitute Senate Bill No. 203 as amended by the House, and Representatives Smythe, King, and Marsh spoke in favor of it.

Mr. Newhouse demanded the previous question and the demand was sustained.

## ROLL CALL

The Clerk called the roll on reconsideration of final passage of Engrossed Substitute Senate Bill No. 203 as amended by the House, and the bill failed to pass by the following vote: Yeas, 44; nays, 52; not voting, 3.

Voting yea: Representatives Bauer, Berentson, Bottiger, Brouillet, Ceccarelli, Charnley, Chatalas, Conway, Copeland, Costanti, Cunningham, Douthwaite, Flanagan, Grant, Hoggins, Hubbard, Jastad, Johnson, Kilbury, King, Kirk, Kiskaddon, Knowles, Litchman, Luders, Lysen, Marsh, Maxie, McCormick, McDermott, Mentor, O'Brien, Pardini, Perry, Randall, Richardson, Savage, Sawyer, Smythe, Van Dyk, Williams, Wojahn, Wolf, Zimmerman.

Voting nay: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Beck, Benitz, Blair, Bledsoe, Bluechel, Bozarth, Bradley, Brown, Charette, Conner, Curtis, Eikenberry, Farr, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Haussler, Hurley, Jones, Juelling, Julin, Kopet, Kraabel, Kuehale, Martinis, Marzano, May, Merrill, Morrison, Newhouse North, Paris, Polk, Rosellini, Ross, Schumaker, Shera, Shipoch, Smith, Spanton, Thompson, Wanamaker, Mr. Speaker.

Not voting: Representatives Hatfield, Moon, Rabel.

Engrossed Substitute Senate Bill No. 203 as amended by the House, having failed to receive the constitutional majority, was declared lost.

## MOTION

On motion of Mr. Morrison, HOUSE BILL NO. 500 was rereferred from the Committee on Business and Professions to the Committee on Appropriations.

## REPORTS OF STANDING COMMITTEES

February 9, 1972

HOUSE BILL NO. 112, Prime Sponsor: Representative Goldsworthy, adopting a supplemental budget and making appropriations, reported by Committee on Appropriations.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass. Signed by Representatives Goldsworthy, Chairman, Kopet, Vice Chairman, Barden, Copeland, Costanti, Curtis, Farr, Hoggins, Juelling, Kirk, Mentor, Morrison, North, Paris, Polk, Ross, Shera, Smith, Wolf, Zimmerman.

To Committee on Rules and Administration for second reading.

February 10, 1972

HOUSE BILL NO. 296, Prime Sponsor: Representative Charnley, creating a recreational land development act of 1972, reported by Committee on Natural Resources and Ecology.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass.

Signed by Representatives Zimmerman, Chairman, Charnley, Conner, Cunningham, Gilleland, Hurley, Kilbury, Kraabel, Luders, Martinis, North, Smith, Thompson, Van Dyk, Williams, Wolf.

To Committee on Rules and Administration for second reading.

February 9, 1972

SENATE BILL NO. 181, Prime Sponsor: Senator Foley, authorizing the governor with the concurrence of the building authority to transfer funds between particular capital building projects except as between institutions of higher education, reported by Committee on Appropriations.

MAJORITY recommendation: Do pass. Signed by Representatives Goldsworthy, Chairman, Kopet, Vice Chairman, Barden, Brouillet, Charette, Chatalas, Copeland, Costanti, Curtis, Farr, Hoggins, Juelling, Kirk, Luders, Marsh, Maxie, McDermott, Mentor, Merrill, North, Paris, Polk, Rosellini, Savage, Shera, Smith, Thompson, Van Dyk, Wojahn, Wolf, Zimmerman.

To Committee on Rules and Administration for second reading.

#### MOTION

On motion of Mr. Bledsoe, the House advanced to the ninth order of business.

#### THIRD READING

ENGROSSED SUBSTITUTE HOUSE BILL NO. 414, by Committee on Revenue and Taxation (Originally sponsored by Representative Planagan):

Relating to revenue and taxation.

Engrossed Substitute House Bill No. 414 was read the third time and placed on final passage.

Representatives Newhouse, Haussler, Williams and Rabel spoke in favor of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 414 and the bill passed the House by the following vote: Yeas, 90; nays, 7; not voting, 2.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite,

Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Amen, Beck, King, Kuehnle, Mentor, Smith, Spanton.

Not voting: Representatives Charette, Moon.

Engrossed Substitute House Bill No. 414, 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 Mr. Newhouse, Engrossed Substitute House Bill No. 414 was ordered transmitted immediately to the Senate.

#### STATEMENT FOR THE JOURNAL

My "no" vote on final passage of Engrossed Substitute House Bill No. 414 was made at the request of the Democratic leadership, in order that I would be eligible to serve on a potential conference committee on the bill, because the bill involves tax exemptions for group training homes and the B & O tax on banks. I am in favor of the concepts involved in both instances, but am concerned about the overall subject of taxation.

RICHARD A KING, 38th District.

#### MOTION

On motion of Mr. Bledsoe, the House reverted to the eighth order of business.

#### SECOND READING

ENGROSSED SENATE BILL NO. 109, by Senators Holman and Atwood:

Altering the duty of a prosecutor in a default of noncontested divorce proceeding.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 109 was placed on final passage.

Mr. Julin spoke in favor of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 109 and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Moon, Ross.

Engrossed Senate Bill No. 109, 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.

ENGROSSED SENATE BILL NO. 189, by Senators Foley, Atwood and Sandison:

Providing that treasurer at certain institutions of education can attest to revenue bonds issued.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 189 was placed on final passage.

Mr. Benitz spoke in favor of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 189 and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Morrison, Newhouse,

North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.  
Not voting: Representatives Moon, Ross.

Engrossed Senate Bill No. 189, 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.

SENATE BILL NO. 6, by Senator Gissberg:

Permitting board of fire commissioners to include revenue from sources in addition to tax revenue in determining the limit of expenses that may be incurred.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Senate Bill No. 6 was placed on final passage.

Mr. Smythe spoke in favor of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 6 and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Moon, Ross.

Senate Bill No. 6, 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.

SENATE BILL NO. 152, by Senators Walgren, Elicker, Peterson (Lowell) and Stender (by Legislative Committee on Transportation request):

Providing financial support for the Puget Sound ferry system.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Senate Bill No. 152 was placed on final passage.

Mr. Wanamaker spoke in favor of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 152 and the bill passed the House by the following vote: Yeas, 94; nays, 3; not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Randall, Rosellini, Savage, Sawyer, Schumaker, Shera, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Rabel, Richardson, Shinpoch.

Not voting: Representatives Moon, Ross.

Senate Bill No. 152, 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

Mr. Bledsoe moved that HOUSE BILL NO. 354 and HOUSE JOINT RESOLUTION NO. 82 be placed at the top of today's second reading calendar.

Representatives Grant and Sawyer spoke against the motion, and Representative Bledsoe spoke in favor of it.

The motion was carried on a rising vote.

#### MOTION

On motion of Mr. Morrison, the House recessed until 1:30 p.m.

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AFTERNOON SESSION  
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The House was called to order at 1:30 p.m. by the Speaker (Mr. Morrison presiding). The Clerk called the roll and all members were present except Representative Charette who was excused.

The Speaker resumed the Chair.

## MOTION

On motion of Mr. Newhouse, the House reverted to the seventh order of business.

## REPORTS OF STANDING COMMITTEES

February 10, 1972

ENGROSSED SENATE BILL NO. 114, Prime Sponsor: Senator Stender, providing for arbitration if public employers and uniformed personnel cannot reach an agreement by collective bargaining, reported by Committee on Labor and Employment Security.

MAJORITY recommendation: Do pass. Signed by Representatives Hubbard, Chairman, Charette, Curtis, Grant, Johnson, McDermott, Savage.

MINORITY recommendation: Do not pass. Signed by Representatives Hatfield, Vice Chairman, Newhouse.

To Committee on Rules and Administration for second reading.

February 10, 1972

ENGROSSED SENATE BILL NO. 169, Prime Sponsor: Senator Lewis, creating an industrial health and safety act providing for better working conditions in all work places, reported by Committee on Labor and Employment Security.

MAJORITY recommendation: Do pass with the following amendments:

On page 4, line 9 of both the engrossed and printed bill after "standards" strike "and" and insert "for"

On page 8, section 8, line 19 after "by" and before "posting" strike "mail and by"

On page 8, section 8, line 21 following "notification" and before the semicolon insert "and by mailing a copy to the authorized representative of such employees, if any"

On page 19, section 18, line 4 of the engrossed bill

being line 5 of the printed bill, after "subsection" strike "(5)" and insert "(6)"

On page 19, section 18, line 8 of the engrossed bill being line 9 of the printed bill, after "section" strike "5" and insert "6"

On page 19, section 18, line 13 of the engrossed bill being line 14 of the printed bill, after "subsection" strike "(5)" and insert "(6)"

On page 25, section 26, line 10 of the engrossed bill, being line 8 of the printed bill after "standards" insert "related to the health and safety of employees"

On page 25, section 26, line 15 of the engrossed bill being line 13 of the printed bill after "act" insert ": PROVIDED, That in relation to employers using or possessing sources of ionizing radiation the department of labor and industries and the department of social and health services shall agree upon mutual policies, rules and regulations compatible with policies, rules and regulations adopted pursuant to chapter 70.98 RCW insofar as such policies, rules and regulations are not inconsistent with the provisions of this act"

On page 26, line 19 of the engrossed bill being line 17 of the printed bill, following "49.20.060;" strike "and"

On page 26, line 22 of the engrossed bill being line 20 of the printed bill following "49.20.110" strike the period and insert a semicolon

On page 26, line 23 of the engrossed bill being line 21 of the printed bill insert new subsections to read as follows:

"(24) Section 1, chapter 130, Laws of 1913, section 1, chapter 65, Laws of 1965 ex. sess. and RCW 19.29.010;

(25) Section 2, chapter 130, Laws of 1913 and RCW 19.29.020;

(26) Section 3, chapter 130, Laws of 1913, section 1, chapter 41, Laws of 1917, section 1, chapter 20, Laws of 1921, section 1, chapter 24, Laws of 1931, section 1, chapter 105, Laws of 1937 and RCW 19.29.030;

(27) Section 4, chapter 130, Laws of 1913 and RCW 19.29.040;

(28) Section 5, chapter 130, Laws of 1913 and RCW 19.29.050; and

(29) Section 6, chapter 130, Laws of 1913 and RCW 19.29.060."

On page 1, line 6 of the title of both the engrossed and printed bill, after "49 RCW;" and before "repealing" insert: "repealing section 1, chapter 130, Laws of 1913, section 1, chapter 65, Laws of 1965 ex. sess. and RCW 19.29.010; repealing section 2, chapter 130, Laws of 1913 and RCW 19.29.020; repealing section 3, chapter 130, Laws of 1913, section 1, chapter 41, Laws of 1917, section 1, chapter 20, Laws of 1921, section 1, chapter 24, Laws of 1931, section 1, chapter 105, Laws of 1937 and RCW 19.29.030; repealing section 4, chapter 130, Laws of 1913 and RCW 19.29.040; repealing section 5, chapter 130, Laws of 1913 and RCW 19.29.050; repealing section 6, chapter 130, Laws of 1913 and RCW 19.29.060;"

Signed by Representatives Hubbard, Chairman, Hatfield, Vice Chairman, Curtis, Flanagan, Morrison, Newhouse, Wanamaker.

MINORITY recommendation: Do not pass. Signed by Representatives Charette, Grant, Johnson, McDermott, Randall, Savage.

To Committee on Rules and Administration for second reading.

February 10, 1972

SENATE BILL NO. 232, Prime Sponsor: Senator Durkan, providing for collective bargaining and labor dispute settlement in health care activities, reported by Committee on Labor and Employment Security.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 1, beginning on line 10, after "employees," strike all the material down to and including "and" on line 11

On page 2, section 2, line 15 after "nurse" insert "or service personnel"

On page 3, section 3, line 14 strike "medical technicians,"

Signed by Representatives Charette, Grant, Johnson, McDermott, Morrison, Randall, Savage.

MINORITY recommendation: Do not pass. Signed by Representatives Hatfield, Vice Chairman, Curtis, Flanagan, Newhouse.

To Committee on Rules and Administration for second reading.

February 10, 1972

SENATE BILL NO. 246, Prime Sponsor: Senator Durkan, expanding the definition of "child" in regard to industrial insurance, reported by Committee on Labor and Employment Security.

MAJORITY recommendation: Do Pass. Signed by Representatives Hubbard, Chairman, Hatfield, Vice Chairman, Charette, Curtis, Grant, Johnson, McDermott, Randall, Savage, Wanamaker.

To Committee on Rules and Administration for second reading.

February 10, 1972

ENGROSSED SENATE BILL NO. 393, Prime Sponsor: Senator Fleming, relating to industrial insurance, reported by Committee on Labor and Employment Security.

MAJORITY recommendation: Do pass. Signed by Representatives Hubbard, Chairman, Hatfield, Vice Chairman, Charette, Curtis, Flanagan, Grant, Johnson, McDermott, Randall, Savage, Wanamaker.

To Committee on Rules and Administration for second reading.

The Speaker declared the House to be at ease.  
The Speaker called the House to order.

REPORTS OF STANDING COMMITTEES

February 10, 1972

ENGROSSED SUBSTITUTE SENATE BILL NO. 29, Prime Sponsor: Senator Holman, enacting the uniform alcoholism and intoxication treatment act, reported by Committee on Social and Health Services.

MAJORITY recommendation: Do pass with the following amendment:

On page 25, section 31, line 18 of the engrossed bill, being line 12 of the printed bill after "effective" strike the rest of the sentence and insert "January 1, 1974."

Signed by Representatives Farr, Chairman, Gladder, Vice Chairman, Adams, Beck, Ceccarelli, Charnley, Chatalas, Conner, Eikenberry, Garrett, Jastad, Kirk, Kiskaddon, Kopet, Marsh, Marzano, Zimmerman.

To Committee on Rules and Administration for second reading.

February 10, 1972

ENGROSSED SENATE BILL NO. 72, Prime Sponsor: Senator Henry, setting a time limit within which a local government must either accept or reject an application for a shorelines project, reported by Committee on Natural Resources and Ecology.

MAJORITY recommendation: Do pass. Signed by Representatives Newhouse, Vice Chairman, Anderson, Beck, Berentson, Bradley, Conner, Flanagan, Gallagher, Gilleland, Hansey, McCormick, Richardson, Schumaker, Smith, Spanton, Wanamaker, Wolf.

MINORITY recommendation: Do not pass. Signed by Representatives Zimmerman, Chairman, Charnley, Cunningham, Hurley, Julin, Kraabel, Luders, Martinis, North, Thompson, Van Dyk, Williams.

To Committee on Rules and Administration for second reading.

February 10, 1972

SENATE BILL NO. 82, Prime Sponsor: Senator Gissberg, amending regulations governing transfer of inmates from correctional to mental institutions, reported by Committee on Social and Health Services.

MAJORITY recommendation: Do pass. Signed by Representatives Farr, Chairman, Gladder, Vice Chairman,

Adams, Beck, Ceccarelli, Charnley, Chatalas, Conner, Conway, Eikenberry, Garrett, Jastad, Kirk, Kiskaddon, Kopet, Marsh, Marzano, Paris, Zimmerman.

To Committee on Rules and Administration for second reading.

February 10, 1972

SENATE BILL NO. 276, Prime Sponsor: Senator Walgren, providing for review of convicted inmates period of confinement, reported by Committee on Social and Health Services.

MAJORITY recommendation: Do pass. Signed by Representatives Farr, Chairman, Gladder, Vice Chairman, Adams, Beck, Ceccarelli, Charnley, Chatalas, Conner, Conway, Garrett, Jastad, Kirk, Kiskaddon, Kopet, Marzano, Paris, Zimmerman.

To Committee on Rules and Administration for second reading.

February 10, 1972

ENGROSSED SENATE BILL NO. 298, Prime Sponsor: Senator Ridder, conditioning state financial assistance to local alcoholism facilities upon specified minimum local financial support, reported by Committee on Social and Health Services.

MAJORITY recommendation: Do pass. Signed by Representatives Farr, Chairman, Gladder, Vice Chairman, Adams, Beck, Ceccarelli, Charnley, Chatalas, Conner, Eikenberry, Garrett, Jastad, Kirk, Kiskaddon, Kopet, Marsh, Marzano, Zimmerman.

To Committee on Rules and Administration for second reading.

February 10, 1972

SENATE BILL NO. 312, Prime Sponsor: Senator Walgren, altering requirements needed to change a convicted inmate's minimum sentence, reported by Committee on Social and Health Services.

MAJORITY recommendation: Do pass. Signed by Representatives Farr, Chairman, Adams, Beck, Ceccarelli, Charnley, Chatalas, Conner, Conway, Eikenberry, Garrett, Jastad, Kirk, Kiskaddon, Kopet, Paris, Zimmerman.

To Committee on Rules and Administration for second reading.

SECOND READING

HOUSE BILL NO. 354, by Representative Flanagan:

Pertaining to revenue and taxation.

On motion of Mr. Flanagan, Substitute House Bill No. 354 was substituted for House Bill No. 354, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 354 was read the second time.

Mr. Kiskaddon moved adoption of the following amendment:

On page 5, section 9, line 12 after "shall be" strike "thirteen" and insert "twelve"

POINT OF ORDER

Mr. Curtis: "I wonder if the Speaker would enlighten me. I have an amendment on the desk in exactly the same place in the bill with a different figure. It is a lower figure. I think my amendment was on the desk first. Should mine be taken first?"

RULING BY THE SPEAKER

The Speaker: "The rule is that where we are dealing with amendments to amounts in the same place in the bill, you take the highest amount first and go in descending order."

POINT OF ORDER

Mr. Grant: "Mr. Speaker, I have amendments to page four. Will they be considered?"

The Speaker: "Are those the amendments that were just brought to the desk? Your point is well taken. They must be considered first."

Mr. Grant moved adoption of the following amendment:  
On page 4, section 6, after line 16 insert "(5) Add the amount excluded from gross income for federal income tax purposes under section 103(a)(1) of the internal revenue code."

Mr. Grant spoke in favor of the amendment.

POINT OF INQUIRY

Mr. Grant yielded to question by Mr. Flanagan.

Mr. Flanagan: "Could you tell me how much this will add to the total revenue in the present bill by adding this back in?"

Mr. Grant: "No, I can't."

Mr. Flanagan spoke against adoption of the amendment.

Mr. Rosellini demanded an electric roll call and the demand was sustained. Mr. Moon spoke in favor of adoption of the amendment by Mr. Grant, and Mr. Shera spoke against it.

#### ROLL CALL

The Clerk called the roll on the adoption of the amendment by Mr. Grant to Substitute House Bill No. 354, relating to municipal bonds, and the amendment was not adopted by the following vote: Yeas, 48; nays, 49; not voting, 2.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bozarth, Bradley, Brouillet, Ceccarelli, Charnley, Chatalas, Conner, Douthwaite, Gallagher, Grant, Haussler, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, O'Brien, Paris, Perry, Randall, Rosellini, Ross, Savage, Sawyer, Shipoch, Thompson, Van Dyk, Williams, Wojahn.

Voting nay: Representatives Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Hoggins, Hubbard, Jones, Jueling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, Mentor, Morrison, Newhouse, North, Pardini, Polk, Rabel, Richardson, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Bottiger, Charette.

Mr. Grant moved adoption of the following amendment:  
On page 4, section 6, after line 16 insert "(5) Add the amount of any deduction taken pursuant to section 613(b)(1) of the internal revenue code."

Mr. Grant spoke in favor of the amendment, and Mr. Bledsoe spoke against it.

Mr. Rosellini demanded an electric roll call and the demand was sustained.

Representatives Savage, King, Douthwaite, Kilbury and Lysen spoke in favor of the amendment by Mr. Grant, and Representatives Newhouse and Smythe spoke against it.

Mr. Grant closed debate, speaking in favor of the amendment.

#### ROLL CALL

The Clerk called the roll on the adoption of the amendment by Mr. Grant to Substitute House Bill No. 354 relating to depletion allowances, and the amendment was adopted by the following vote: Yeas, 50; nays, 47; not voting, 2.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charnley, Chatalas, Conner, Costanti, Douthwaite, Gallagher, Grant, Haussler, Hoggins, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, O'Brien, Perry, Randall, Rosellini, Ross, Savage, Sawyer, Shinpoch, Thompson, Van Dyk, Williams, Wojahn.

Voting nay: Representatives Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Conway, Copeland, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Hubbard, Jones, Jueling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, Mentor, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Richardson, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Charette, Litchman.

Mr. Grant moved adoption of the following amendment:

On page 4, section 6, after line 16 insert "(6) Add the amount of any deduction taken for federal income tax purposes under section 1223 of the internal revenue code with respect to any capital asset which has been held, in accordance with the provisions of the internal revenue code, for a period of less than five years."

Mr. Grant spoke in favor of the amendment, and Mr. Pardini spoke against it.

Mr. King demanded an electric roll call and the demand was sustained.

Mr. Shera spoke against adoption of the amendment.

#### POINT OF INQUIRY

Mr. Grant yielded to question by Mr. Kraabel.

Mr. Kraabel: "Do you know the fiscal impact of this particular amendment?"

Mr. Grant: "No, I don't have the fiscal notes on any of the amendments I am proposing. As to the capital gains tax amendment, we are considering income to persons whether it is risk income or income earned as a wage earner, and I think that the loopholes that exist in the federal tax should be eliminated at the state level."

Mr. Kraabel spoke against adoption of the amendment.

#### ROLL CALL

The Clerk called the roll on the adoption of the amendment by Mr. Grant to Substitute House Bill No. 354 relating to capital gains, and the amendment was lost by the following vote: Yeas, 42; nays, 56; not voting, 1.

Voting yea: Representatives Adams, Anderson,

Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bradley, Brouillet, Ceccarelli, Charnley, Chatalas, Conner, Douthwaite, Gallagher, Grant, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Lysen, Marsh, Martinis, Marzano, Maxie, May, McDermott, Merrill, Moon, O'Brien, Perry, Rosellini, Savage, Sawyer, Shinpoch, Thompson, Van Dyk, Williams, Wojahn.

Voting nay: Representatives Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Brown, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Jones, Jueling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, Luders, McCormick, Mentor, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Randall, Richardson, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representative Charette.

The Clerk read the following amendment by Mr. Grant:

On page 4, section 6, after line 16 insert "(6) Add the amount of any deduction taken for federal income tax purposes under section 1202 of the internal revenue code."

With the consent of the House, Mr. Grant withdrew the amendment.

The Clerk read the following amendment by Mr. Grant:

On page 4, section 6, after line 16 insert "(6) Subtract the amount allowed as a deduction for federal income tax purposes as a nonbusiness casualty loss under section 165(c)(3) of the internal revenue code."

With the consent of the House, Mr. Grant withdrew the amendment.

The Clerk read the following amendment by Mr. Grant:

On page 4, section 6, line 16 insert "(6) Subtract the amount of interest paid by a taxpayer during the taxable year and allowed as a deduction for federal income tax purposes under section 163 of the internal revenue code."

With the consent of the House, Mr. Grant withdrew the amendment.

Mr. Grant moved adoption of the following amendment:

On page 4, section 6, after line 16 insert: "(6) Subtract the amount paid for medical and dental care during the taxable year by the taxpayer, his or her spouse, and dependents and allowed as a deduction for federal income tax purposes under section 213 of the internal revenue code."

Mr. Grant spoke in favor of the amendment, and Mr. Flanagan spoke against it.

Mr. Rosellini demanded an electric roll call and the demand was sustained.

Representatives Charnley and King spoke in favor of the amendment by Mr. Grant.

Mr. Grant closed debate, speaking in favor of the amendment.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Mr. Grant to Substitute House Bill No. 354 relating to medical expenses, and the amendment was adopted by the following vote: Yeas, 75; nays, 23; not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Blair, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charnley, Chatalas, Conner, Conway, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Gallagher, Gladder, Grant, Hansey, Haussler, Hoggins, Hurley, Jastad, Johnson, Jueling, Kilbury, King, Kirk, Kiskaddon, Knowles, Kraabel, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, O'Brien, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Berentson, Bledsoe, Bluechel, Brown, Copeland, Costanti, Flanagan, Garrett, Gilleland, Goldsworthy, Hatfield, Hubbard, Jones, Julin, Kopet, Kuehnle, Mentor, Morrison, Newhouse, North, Pardini, Smith, Spanton.

Not voting: Representative Charette.

Mr. Kiskaddon moved adoption of the following amendment:

On page 5, section 9, line 12 after "shall be" strike "thirteen" and insert "twelve"

Mr. Kiskaddon spoke in favor of the amendment, and Mr. King spoke against it.

PARLIAMENTARY INQUIRY

Mr. Curtis: "My understanding is that my amendment is still on the desk, which in essence would reduce this figure to eleven percent, and that regardless of whether this amendment is accepted or rejected, my amendment will still be voted on."

The Speaker: "Your amendment will be next presented, regardless of what happens to this one."

Mr. Curtis spoke in favor of the amendment by Mr. Kiskaddon, and Mr. Brouillet spoke against it.

POINT OF INQUIRY

Mr. Kiskaddon yielded to question by Mr. Moon.

Mr. Moon: "Bill, could you explain to me just what kind of infinite wisdom we are exhibiting here? You have

got to remember that the rate we set now, by statute, will forever be firm in proportion to the individual income tax rate if we adopt House Joint Resolution No. 82 (which I hope we don't). The only way that the rates can be changed will be by a referendum vote to the people, and they have to be set in the proportion--according to one of these sections in HJR 82 that goes into the realm of college calculus to figure out. I am wondering what the wisdom, we, at this time on your amendment, are exhibiting."

Mr. Kiskaddon: "Representative Moon, the wisdom that we are exhibiting, I think, is that of a body which is trying to come to a position for a new tax policy of the state that will be far superior to the one we have today in its ability to attract new business, and its ability to help the elderly in terms of their property taxes and relief. I believe to get to that point and to be able to pass this package, the message has been loud and clear from the people that we have to have some limitations. So we are working towards the best set of limitations that we will be able to have that will accomplish the personal tax relief, the elimination of special levies, a business tax climate that will make possible the business expansion that will actually be the basic foundation of an economic recovery."

Mr. Moon spoke against adoption of the amendment by Mr. Kiskaddon to Substitute House Bill No. 354.

Mr. Rosellini demanded an electric roll call and the demand was sustained.

Representatives Flanagan and Pardini spoke in favor of the amendment, and Representatives Ceccarelli, Kilbury and Grant spoke against it.

#### ROLL CALL

The Clerk called the roll on the adoption of the amendment by Representative Kiskaddon to Substitute House Bill No. 354 reducing corporate rate to 12%, and the amendment was adopted by the following vote: Yeas, 53; nays, 45; not voting, 1.

Voting yea: Representatives Amen, Anderson, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Charnley, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hoggins, Hubbard, Jones, Juelling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehne, May, McCormick, Mentor, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Richardson, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf, Mr. Speaker.

Voting nay: Representatives Adams, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Chatalas, Conner, Douthwaite, Gallagher, Grant, Hatfield, Haussler, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, McDermott, Merrill, Moon, O'Brien, Perry, Randall, Rosellini, Savage, Sawyer,

Shinpoeh, Thompson, Van Dyk, Williams, Wojahn, Zimmerman.  
Not voting: Representative Charette.

Mr. Curtis moved adoption of the following amendment:

On page 5, section 9, line 12 after "shall be" strike "thirteen" and insert "eleven"

Representatives Curtis and Shera spoke in favor of the amendment, and Representatives Luders, Haussler, Kiskaddon, Sawyer, Beck, and Flanagan spoke against it.

#### POINT OF INQUIRY

Mr. O'Brien yielded to question by Mr. Bottiger.

Mr. Bottiger: "Mr. O'Brien, lawyers are always being asked by other members for legal advice. I would like to ask my friendly accountant for some advice. It is my understanding that corporations would deduct their state income tax from their federal income tax. Is that correct?"

Mr. O'Brien: "That's right, but what you are talking about here is a very low effective corporate tax. After the corporations deduct their state tax from their federal income tax returns, and also the double deduction for the B & O tax, you are not hurting corporations at all. As a matter of fact, I just don't understand the majority party cutting up the report out of the Revenue and Taxation Committee, which came out with a bill to fund and give some relief on taxation that will make them on a more equitable basis and try to meet the needs of the state of Washington in ensuing bienniums, and then come down and cut these rates. As a matter of fact, some of the statistics shown to us in our caucus indicate that you can't quite meet the needs. I didn't particularly subscribe to all the things that they assumed, but anyway you apparently were embarking on a new method of taxation to spread the load somewhat more equitably. Why crucify the bill? Why cut it down so it just doesn't mean anything? I am sort of surprised and shocked as a matter of fact that you don't have greater conhesiveness or unity in the majority party...."

#### ADMONITION BY THE SPEAKER

The Speaker: "Mr. O'Brien, I think you have strayed a little bit from the question that Representative Bottiger asked, and he has the floor. Do you want to proceed, Mr. Bottiger?"

Mr. Bottiger: "I just wanted to thank my friendly accountant for that concise answer."

Mr. Bledsoe spoke against adoption of the amendment by Mr. Curtis.

The amendment by Mr. Curtis was lost on a rising vote.

The Speaker stated there were two identical sets of amendments by Representatives Kiskaddon and Curtis on the desk, and they would be considered as one.

Mr. Curtis moved adoption of the following amendments and spoke in favor of their adoption:

On page 9, section 16, line 6 after "by any" strike "taxpayer" and insert "corporation"

On page 9, section 16, line 9 after "incurred" and before "in the" insert "by such corporation"

The amendments were adopted on a rising vote.

Mr. Charnley moved adoption of the following amendment:

On page 9, section 16, beginning on line 6 strike the following: "(2) The amount of tax liability incurred by any taxpayer pursuant to RCW 82.04.010 through 82.04.290 ('business and occupation taxes') shall be allowed as a credit against the amount of any state net income tax liability incurred in the same taxable year."

Mr. Charnley spoke in favor of the amendment, and Mr. Blair spoke against it.

#### PARLIAMENTARY INQUIRY

Mr. Kuehne: "Mr. Speaker, we don't have this amendment on our desks. May I ask that we either have it, or that you have the Clerk reread it?"

The Clerk reread the amendment.

Representatives Kilbury and Farr spoke in favor of adoption of the amendment by Mr. Charnley to Substitute House Bill No. 354, and Representatives Kiskaddon, Bluechel and Bledsoe spoke against it.

Mr. Charnley closed debate, speaking in favor of the amendment.

The amendment by Mr. Charnley was lost.

Substitute House Bill No. 354 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Substitute House Bill No. 354 was placed on final passage.

Representatives Flanagan and Kiskaddon spoke in favor of the bill.

#### POINT OF INQUIRY

Mr. Flanagan yielded to question by Mr. Douthwaite.

Mr. Douthwaite: "I am glad you mentioned the business about the reduction in taxes we are apparently about to present to our friends who are engaged in agriculture, which seems like a very commonplace action

that we do around here so often. Would you tell me, please, if you can sir, about what kind of fiscal impact this makes per year on the state of Washington?"

Mr. Flanagan: "According to the information we had in the committee, the reduction would have been, if it had been the same as the original Colorado Plan, about \$11 million, but because of the fact that under this plan you have to go under the open space act, and be subject to those restrictions, and have to pay your back taxes if you change the use of the property, it is probably about \$5 million. So I think, as I said before, with the increase on the corporate rate, we probably about balance that off and it comes out even. One thing I would like to say about this is that a lot of people seem to think this will reduce farm taxes, but there are a good many farms in this state that I think may pay higher taxes under this plan. That is the high-valued areas, where they grow high gross types of crops in irrigated sections. I think that in some of these areas they may be finding themselves paying higher taxes than they are now under the present plan, so I think this should be considered too."

Representative Bledsoe spoke in favor of passage of the bill, and Representatives Van Dyk and Litchman spoke against it.

Mr. Backstrom demanded the previous question and the demand was sustained.

#### ROLL CALL

The Clerk called the roll on final passage of Engrossed Substitute House Bill No. 354 and the bill passed the House by the following vote: Yeas, 60; nays, 38; not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Barden, Bauer, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Bradley, Brown, Ceccarelli, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gilleland, Goldsworthy, Hansey, Haussler, Hoggins, Jones, Juelling, Julin, King, Kirk, Kiskaddon, Kopet, Kraabel, Litchman, Luders, Marsh, Maxie, McCormick, McDermott, Mentor, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Polk, Rabel, Richardson, Ross, Savage, Sawyer, Shera, Shinpoch, Smith, Smythe, Wanamaker, Wolf, Zimmerman.

Voting nay: Representatives Backstrom, Bagnariol, Beck, Benitz, Bottiger, Brouillet, Charnley, Chatalas, Conner, Douthwaite, Gallagher, Garrett, Gladder, Grant, Hatfield, Hubbard, Hurley, Jastad, Johnson, Kilbury, Knowles, Kuehnle, Lysen, Martinis, Marzano, May, Merrill, Moon, Perry, Randall, Rosellini, Schumaker, Spanton, Thompson, Van Dyk, Williams, Wojahn, Mr. Speaker.

Not voting: Representative Charette.

Engrossed Substitute House Bill No. 354, 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.

## EXPLANATION OF VOTE

I voted nay on Engrossed Substitute House Bill No. 354 in order to qualify to be on the conference committee.  
WILLIAM "BILL" CHATALAS, 33rd District.

HOUSE JOINT RESOLUTION NO. 82, by Representatives Bledsoe, King, Kiskaddon, Brouillet, Mentor, McDermott, Blair, Savage, Hoggins, Conner, Ross, Douthwaite, Rabel, Williams, Brown, Kraabel, Jones, Charnley and Litchman:

Amending the Constitution to provide tax revision.

On motion of Mr. Flanagan, Substitute House Joint Resolution No. 82 was substituted for House Joint Resolution No. 82, and the substitute resolution was placed on the calendar for second reading.

Substitute House Joint Resolution No. 82 was read the second time.

Mr. Randall moved adoption of the following amendment:

On page 1, line 19 after "percent" strike everything down through "percent" on line 21 and insert: "PROVIDED, That this aggregate rate limitation shall not prohibit the legislature from authorizing counties, cities, towns and metropolitan municipal corporations to impose a retail sales or use tax"

Mr. Randall spoke in favor of the amendment, and Mr. Julin spoke against it.

Mr. Randall closed debate, speaking in favor of the amendment.

The amendment by Mr. Randall was not adopted.

Mr. Charnley moved adoption of the following amendment:

On page 2, subsection (2) (b), line 1 after "shall not exceed" and before "percent" strike "six and one-half" and insert "eight"

Mr. Charnley spoke in favor of the amendment.

Mr. Newhouse demanded an electric roll call and the demand was sustained.

Representatives Kiskaddon and Flanagan spoke against adoption of the amendment by Mr. Charnley, and Representative Savage spoke in favor of it.

Mr. Charnley closed debate, speaking in favor of the amendment.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Charnley to Substitute House Joint Resolution No. 82 and the amendment was not adopted by the following vote: Yeas, 8; nays, 84; not voting, 7.

Voting yea: Representatives Charnley, Conner, Johnson, Lysen, Maxie, Savage, Sawyer, Shinpoch.

Voting nay: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Chatalas, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Marsh, Martinis, McCormick, McDermott, Mentor, Merrill, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Charette, Grant, Litchman, Luders, Marzano, May, Moon.

Mr. Curtis moved adoption of the following amendment:

On page 2, subsection (2)(c), line 3 after "exceed" and before "percent" strike "thirteen" and insert "twelve"

Representatives Curtis and Kiskaddon spoke in favor of the amendment.

The amendment was adopted.

Mr. Kuehnle moved adoption of the following amendment by Representatives Kuehnle, Wolf and Randall:

On page 2, lines 8 through 14, strike subsection (3)(a) and renumber the remaining subsection accordingly.

Mr. Kuehnle spoke in favor of the amendment, and Mr. Kiskaddon spoke against it.

POINT OF INQUIRY

Mr. Kiskaddon yielded to question by Mr. Moon.

Mr. Moon: "Representative Kiskaddon, you spoke of a balance that is required, and the compromise that is necessary. I am curious to know why (and I was a member of the tax policy committee that worked on this)--I never could figure out why it was that you included these sections in these taxes--that is the sales tax and the income tax, and give the people an opportunity to vote on these by referendum--yet you excluded the ones that are of such benefit to the business community, that is the inventory tax and the B & O tax. You didn't give the people an opportunity to vote on those by referendum. I was wondering why that was done."

Mr. Kiskaddon: "Representative Moon, we have in these first sections of this provision the major tax sources that we have of the state of Washington. Again, as we look towards this as an entire package, one in which we are insuring that we eliminate the bad taxes that are absolutely regressive in terms of special levies on property, and in terms of the kinds of business taxes that make it very difficult for a new business to want to come into the state, we are giving those people the confidence that those particular items are going to stay locked without any real chance of tampering. However, for the sources of revenue that are the major sources for our state, we are giving them the opportunity for the majority vote of the legislature."

Representatives Moon and Flanagan spoke against adoption of the amendment by Representatives Kuehnle, Wolf and Randall, and Representatives Gladder and Hurley spoke in favor of it.

Mr. Wolf demanded an electric roll call and the demand was sustained.

Representatives Bledsoe, Bottiger and Douthwaite spoke against adoption of the amendment.

#### POINT OF INQUIRY

Mr. Bottiger yielded to question by Mr. Sawyer.

Mr. Sawyer: "Mr. Bottiger, would you tell me how you distinguish between the number of votes necessary to send to the people an income tax and the number of votes necessary to send to the people a proposal to raise the B & O tax?"

Mr. Bottiger: "The problem I addressed myself to is that it takes a two-thirds vote to raise the B & O tax, and of course not everybody pays the B & O tax. To raise both the individual and corporate rates and then to run on the same ballot with the question is pretty tough."

Mr. Wolf closed debate, speaking in favor of the amendment.

#### ROLL CALL

The Clerk called the roll on adoption of the amendment by Representatives Kuehnle, Wolf and Randall to Substitute House Joint Resolution No. 82 and the amendment was not adopted by the following vote: Yeas, 37; nays, 60; not voting 2.

Voting yea: Representatives Amen, Barden, Beck, Benitz, Berentson, Bozarth, Conway, Costanti, Curtis, Eikenberry, Farr, Garrett, Gilleland, Gladder, Hansey, Hatfield, Haussler, Hubbard, Hurley, Juelling, Kirk, Kopet, Kuehnle, Mentor, Morrison, Newhouse, Pardini, Paris, Polk, Randall, Richardson, Schumaker, Shera, Smythe, Spanton, Wanamaker, Wolf.

Voting nay: Representatives Adams, Anderson,

Backstrom, Bagnariol, Bauer, Blair, Bledsoe, Bluechel, Bottiger, Bradley, Brouillet, Brown, Ceccarelli, Charnley, Chatalas, Conner, Copeland, Cunningham, Douthwaite, Flanagan, Gallagher, Goldsworthy, Grant, Hoggins, Jastad, Johnson, Jones, Julin, Kilbury, King, Kiskaddon, Knowles, Kraabel, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, McCormick, McDermott, Merrill, Moon, North, O'Brien, Perry, Rabel, Rosellini, Ross, Savage, Sawyer, Shinpoch, Smith, Thompson, Van Dyk, Williams, Wojahn, Zimmerman, Mr. Speaker.

Not voting: Representatives Charette, May.

Mr. Randall moved adoption of the following amendment:

On page 2, lines 27 through 33, strike subsection (4) (a) and renumber the remaining subsections accordingly.

Representative Randall spoke in favor of the amendment, and Representatives Kiskaddon and Bledsoe spoke against it.

The amendment by Mr. Randall was not adopted.

On motion of Mr. Kiskaddon, the following amendments by Representatives Kiskaddon and Curtis were adopted:

On page 3, subsection (4) (f), line 26 after "above" and before "shall be" insert "imposed on corporations"

On page 3, subsection (4) (f), line 27, after "imposed" and before "net" insert "corporate"

The Clerk read the following amendment by Mr. Charnley:

On page 3, lines 24 through 27, strike subsection (4) (f) and renumber the remaining subsection accordingly.

With the consent of the House, Mr. Charnley withdrew the amendment.

Mr. Kuehnle moved adoption of the following amendment:

On page 3, subsection (4) (g), line 28 after "In the case of" strike "a capital asset, as that term is defined in the Internal Revenue Code as in effect on January 1, 1972," and insert "capital assets"

Representatives Kuehnle and Newhouse spoke in favor of the amendment.

#### POINT OF INQUIRY

Mr. Kuehnle yielded to question by Mr. Douthwaite.

Mr. Douthwaite: "Does 'capital asset' as defined by the Internal Revenue Code, which is in our bill, include windfalls which I could make on the stock market for example as a capital gain?"

Mr. Kuehnle: "I can't supply you with a complete definition of capital assets as supplied by the Internal Revenue Code, and this is precisely our problem. It has

some references which are not applicable to what we want to talk about. Specifically I think the answer to your question is yes. If you bought some stock twenty years ago, just as if you bought a home twenty years ago, your basis for capital gain should be the basis of the date this went into effect. The state again does not have the opportunity, or should not have the opportunity, to go back and tax you on these capital gains which you might have enjoyed over the last twenty or thirty years. Capital gains from the effective date of this act forward, yes--but retroactive, no. Again, we can establish these definitions, but capital assets (to answer your specific question) yes, I think, would include stocks and bonds and securities and homes and other such capital assets."

Representatives Douthwaite and Julin spoke against adoption of the amendment, and Representative Kuehnle spoke again in favor of it.

The amendment by Mr. Kuehnle was adopted on a rising vote.

Mr. King moved adoption of the following amendment:

On page 3, beginning on line 28, strike all of subsection (4)(g) down to and including the period following "such act" on page 4, line 2.

Representative King spoke in favor of the amendment, and Representatives Kuehnle, Flanagan and Bledsoe spoke against it.

Mr. King closed debate, speaking in favor of the amendment.

The amendment by Mr. King was not adopted.

The Clerk read the following amendment by Mr. Barden:

On page 4, subsection (7), line 16 strike "(a) Except as provided in (b) hereof,"

#### PARLIAMENTARY INQUIRY

Mr. Barden: "Mr. Speaker, I have another amendment on the desk. I wonder if they could be considered as a single amendment because they strike the first part of subsection (7) and the last part and leave the phrase 'no municipal corporation shall be authorized by the legislature to impose a tax upon or measured by net income' intact as subsection (7). That way I could speak to the entire concept."

The Speaker: "The second half of your amendment is identical to an amendment by Representatives Randall and Kuehnle. If there be no objection, the Clerk will read the next amendment by Representatives Randall, Kuehnle and Barden."

The Clerk read the following amendment:

On page 4, subsection (7), beginning on line 19 strike all the matter down to and including the period following "or hereafter amended" on page 5, line 1.

Mr. Barden moved adoption of both amendments.

Representatives Barden, Randall, Julin and Kuehnle spoke in favor of the amendments to subsection (7), and Representatives Brown, Bottiger, Gladder and Flanagan spoke against their adoption.

Mr. Marzano demanded an electric roll call and the demand was sustained.

#### ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Barden and the amendment by Representatives Randall, Kuehnle and Barden to Substitute House Joint Resolution No. 82 and the amendments were not adopted by the following vote: Yeas, 37; nays, 55; not voting, 7.

Voting yea: Representatives Adams, Backstrom, Barden, Beck, Berentson, Bradley, Ceccarelli, Charnley, Conway, Costanti, Farr, Grant, Hansey, Hatfield, Haussler, Hubbard, Hurley, Jastad, Juelling, Julin, King, Knowles, Kuehnle, Martinis, Marzano, Maxie, McDermott, Moon, Randall, Richardson, Rosellini, Savage, Schumaker, Shipoch, Smythe, Spanton, Wolf.

Voting nay: Representatives Amen, Bauer, Benitz, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Brouillet, Brown, Chatalas, Conner, Copeland, Cunningham, Curtis, Douthwaite, Eikenberry, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Hoggins, Johnson, Jones, Kilbury, Kirk, Kiskaddon, Kopet, Kraabel, Luders, Lysen, Marsh, McCormick, Mentor, Merrill, Morrison, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Ross, Sawyer, Shera, Smith, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Mr. Speaker.

Not voting: Representatives Anderson, Bagnariol, Charette, Litchman, May, Newhouse, Zimmerman.

On motion of Mr. Kiskaddon, the following amendment was adopted:

On page 5, subsection (8), line 2, after "(4)" and before "and" strike "(e)" and insert "(d)"

Mr. Sawyer moved adoption of the following amendment by Representatives Sawyer and Marzano to Substitute House Joint Resolution No. 82:

On page 1, after line 7, strike the remainder of the resolution and insert the following:

"Article VII, section 14. (1) Income shall not be deemed property within the meaning of this Article, and a tax imposed upon or measured by income shall not be deemed a tax on property.

(2) The legislature shall have the power to impose a tax upon or to measure a tax by net income from whatever source derived, in accordance with the following

conditions:

(a) The tax upon individuals shall be imposed at graduated rates, the highest of which shall not exceed six and one-half percent;

(b) The rate of tax upon corporations shall not exceed twice the highest rate imposed upon individuals;

(c) The aggregate rate for any tax essentially of the same type as that imposed as of January 1, 1972, by sections 82.08.010 through 82.08.140, chapter 15, Laws of 1961, as amended ("retail sales" tax), and sections 82.12.010 through 82.12.080, chapter 15, Laws of 1961, as amended ("use" tax), and chapter 94, Laws of 1970 ex. sess. as amended, shall not exceed five percent within which rate limitation the rate of a state imposed retail sales or use tax shall not exceed four and one-half percent: PROVIDED, HOWEVER, That this aggregate rate limitation shall not prohibit the legislature from authorizing counties, cities, towns, and metropolitan municipal corporations to impose, subject to approval of the voters therein, a retail sales or use tax at an aggregate rate not to exceed an additional one-half of one percent.

(d) Food products for off-premises human consumption and prescription drugs shall be exempt from any tax essentially of the same type imposed as of January 1, 1972 by sections 82.08.010 through 82.08.140 and sections 82.12.010 through 82.12.080, chapter 15, Laws of 1961, and chapter 94, Laws of 1970 ex. sess., as amended. For purposes of this provision, the legislature shall have the power to define food products for off-premises human consumption.

(3) With respect to property taxes due and payable in the first calendar year following the effective date of the enactment of a state net income tax and in subsequent years, no school district shall impose a tax upon property for maintenance and operations purposes pursuant to the provisions of paragraph (a) of section 2, as now or hereafter amended, of this Article VII, in an amount which exceeds the millage rate determined by the superintendent of public instruction as necessary to result in an amount of revenue equal to ten percent of the total guaranteed full funding support level as established by the legislature and as applied by the superintendent to each school district for the school year during which the levy of such tax is made.

(4) No municipal corporation or political subdivision shall impose a tax upon or measure a tax by net income.

(5) Notwithstanding any other provision of this Constitution, the legislature shall have the power:

(a) To provide for direct payments to an individual or corporation to the extent that (i) insufficient income tax liability exists for full application of an otherwise applicable credit, and (ii) such credit is granted for the purpose of providing direct or indirect relief from other state or local taxes.

(b) To coordinate the administration and collection of state income taxes with the income tax laws and procedures of the United States, and to delegate to such state administrators as it may designate the authority to prescribe the means of coordination of state and United

States tax laws and methods for the allocation of income for taxing purposes. The legislature may adopt by reference any federal statutes relating to the determination of taxable income, as existing at time of adoption and as amended from time to time.

BE IT FURTHER RESOLVED, That the secretary of state shall cause notice of the foregoing constitutional amendment to be published at least four times during the four weeks next preceding the election in every legal newspaper in the state."

Mr. Sawyer spoke in favor of the amendment.

Mr. Rosellini demanded an electric roll call and the demand was sustained.

#### ROLL CALL

The Clerk called the roll on the adoption of the amendment by Representatives Sawyer and Marzano to Substitute House Joint Resolution No. 82 and the amendment was not adopted by the following vote: Yeas, 48; nays, 50; not voting, 1.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charnley, Chatalas, Conner, Douthwaite, Gallagher, Grant, Hatfield, Haussler, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, O'Brien, Perry, Pandall, Rosellini, Savage, Sawyer, Shipoch, Thompson, Van Dyk, Williams, Wojahn.

Voting nay: Representatives Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hoggins, Hubbard, Jones, Juelling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehne, Mentor, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Richardson, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representative Charette.

Substitute House Joint Resolution No. 82 was ordered engrossed.

Mr. Wolf moved that the rules be suspended, the second reading considered the third, and Engrossed House Joint Resolution No. 82 be placed on final passage.

Mr. Pardini demanded an electric roll call and the demand was sustained.

#### ROLL CALL

The Clerk called the roll on the motion by Mr. Wolf to suspend the rules and advance Engrossed Substitute House Joint Resolution No. 82 to third reading and final passage, and the motion was carried by the following vote: Yeas, 94; nays, 0; not voting, 5.

Voting yea: Representatives Adams, Amen, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, McCormick, McDermott, Mentor, Merrill, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Anderson, Charette, Litchman, May, Moon.

Representatives Bledsoe, Hoggins and King spoke in favor of passage of the resolution, and Representatives Sawyer and Grant spoke against it.

Mr. Rosellini demanded an oral roll call and the demand was sustained.

Mr. Moon spoke against passage of the resolution.

Mr. Newhouse demanded the previous question and the demand was sustained.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Joint Resolution No. 82 and the resolution failed to pass the House by the following vote: Yeas, 60; nays, 36; not voting, 3.

Voting yea: Representatives Amen, Barden, Bauer, Beck, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Brouillet, Brown, Ceccarelli, Charnley, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Hoggins, Jones, Julin, King, Kirk, Kiskaddon, Knowles, Kraabel, Kuehnle, Litchman, Luders, Marsh, Martinis, McCormick, McDermott, Mentor, Morrison, Newhouse, North, Paris, Polk, Rabel, Richardson, Ross, Savage, Schumaker, Shera, Shinpoch, Smith, Smythe, Wanamaker, Zimmerman, Mr. Speaker.

Voting nay: Representatives Adams, Backstrom, Bagnariol, Benitz, Bozarth, Bradley, Chatalas, Gallagher, Garrett, Grant, Hatfield, Haussler, Hubbard, Hurley, Jastad, Johnson, Juelling, Kilbury, Kopet, Lysen, Marzano, Maxie, Merrill, Moon, O'Brien, Pardini, Perry, Randall, Rosellini, Sawyer, Spanton, Thompson, Van Dyk, Williams, Wojahn, Wolf.

Not voting: Representatives Anderson, Charette, May.

Engrossed Substitute House Joint Resolution No. 82, having failed to receive the constitutional majority, was declared lost.

NOTICE OF RECONSIDERATION

Mr. Pardini served notice that, having voted on the prevailing side, he would on the next working day move for reconsideration of the vote by which Engrossed Substitute House Joint Resolution No. 82 failed to pass the House.

MESSAGES FROM THE SENATE

February 10, 1972

Mr. Speaker: The Senate has passed:  
ENGROSSED HOUSE JOINT RESOLUTION NO. 61,  
and the same is herewith transmitted.  
Bill Gleason, Assistant Secretary.

February 10, 1972

Mr. Speaker: The President has signed:  
SENATE BILL NO. 104,  
HOUSE BILL NO. 105,  
and the same are herewith transmitted.  
Bill Gleason, Assistant Secretary.

SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:  
HOUSE JOINT RESOLUTION NO. 61,  
SENATE BILL NO. 104.

MOTIONS

On motion of Mr. Morrison, HOUSE BILL NO. 112 was placed at the top of the second reading calendar.

On motion of Mr. Morrison, the House adjourned until 10:00 a.m., Friday, February 11, 1972.

THOMAS A. SWAYZE, Jr., Speaker.  
MALCOLM McBEATH, Chief Clerk.

## THIRTY-THIRD DAY

## MORNING SESSION

House Chamber, Olympia, Wash., Friday, February 11, 1972.

The House was called to order at 10:00 a.m. by the Speaker. The Clerk called the roll and all members were present except Representative Paris who was excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by Reverend J. Alan Justad of the First United Methodist Church of Olympia,

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

## SPEAKER'S PRIVILEGE

The Speaker: "I would like to extend to one of our former members of the House of Representatives a very happy birthday. She is in the north gallery--former State Representative Frances Swayze."

## PERSONAL PRIVILEGE

Mr. Hubbard: "It came to my attention that within the last forty-eight hours, a major standing committee of this legislature was called to a meeting in the majority caucus room during the noon hour. This is a reprehensible thing to do. Members of the press had already slipped off to lunch. The Waitsburg PTA was not notified. I have decided to be the conscience of this group. This type of thing had better be done more quietly and without my knowledge or we will have to try to invoke a sufficient and proper penalty."

## MESSAGES FROM THE SENATE

February 10, 1972

Mr. Speaker: The Senate refuses to concur in the House amendments to SENATE BILL NO. 173, and asks the House of recede therefrom, and said bill, together with the House amendments thereto, is herewith transmitted.

Sidney R. Snyder, Secretary.

February 10, 1972

Mr. Speaker: The Senate has concurred in the House amendment to ENGROSSED SENATE BILL NO. 15, and has passed the bill as amended by the House.

Sidney R. Snyder, Secretary.

MOTION FOR RECONSIDERATION

Mr. Pardini, having given notice on the preceding day, moved that the House do now reconsider the vote by which Engrossed Substitute House Joint Resolution No. 82 failed to pass the House.

The motion was carried.

RECONSIDERATION

ENGROSSED SUBSTITUTE HOUSE JOINT RESOLUTION NO. 82, by Committee on Revenue and Taxation (Originally sponsored by Representatives Bledsoe, King, Kiskaddon, Brouillet, Mentor, McDermott, Blair, Savage, Hoggins, Conner, Ross, Douthwaite, Rabel, Williams, Brown, Kraabel, Jones, Charnley and Litchman:

Amending the Constitution to provide tax revision.

The Speaker stated the question before the House to be final passage of Engrossed Substitute House Joint Resolution No. 82.

MOTION

On motion of Mr. Bledsoe, the House deferred further consideration of Engrossed Substitute House Joint Resolution No. 82 on final passage, and the resolution was placed on today's calendar following House Bill No. 112.

The Speaker declared the House to be at ease.  
The Speaker called the House to order.

REPORTS OF STANDING COMMITTEES

February 10, 1972

HOUSE BILL NO. 261, Prime Sponsor: Representative Morrison, making certain substantive, procedural, and housekeeping amendments to the law enforcement and fire fighters' retirement system, reported by Committee on Financial Institutions and Insurance.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass. Signed by Representatives Shera, Chairman, Backstrom, Bagnariol, Berentson, Hoggins, King, Luders, Merrill.

To Committee on Rules and Administration for second reading.

February 10, 1972

SENATE BILL NO. 68, Prime Sponsor: Senator Holman, permitting correctional institutions officers to take acknowledgements and oaths, reported by Committee on Judiciary.

MAJORITY recommendation: Do pass with the following amendment:

On page 1, section 1, line 12, after "to be administered" insert ", all of the foregoing acts to have the same effect as if performed by a notary public"

Signed by Representatives Julin, Chairman, Eikenberry, Vice Chairman, Knowles, Marsh, Rosellini, Ross, Shinpoch.

To Committee on Rules and Administration for second reading.

February 8, 1972

ENGROSSED SENATE BILL NO. 79, Prime Sponsor: Senator Francis, providing that irreconcilable differences between spouses without regard to fault constitute grounds for divorce, reported by Committee on Judiciary.

MAJORITY recommendation: Do pass. Signed by Representatives Julin, Chairman, Hubbard, Knowles, Rosellini, Ross, Shinpoch.

MINORITY recommendation: Do not pass. Signed by Representative Eikenberry, Vice Chairman.

To Committee on Rules and Administration for second reading.

February 10, 1972

SUBSTITUTE SENATE BILL NO. 386, Prime Sponsor: Senator Walgren, increasing penalties for defrauding hotels, inns, restaurants and boarding houses, reported by Committee on Judiciary.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 1, line 20 after "aggregate" strike "amount" and insert "value"

On page 1, section 1, line 21 after "so obtained" insert "within a thirty-day period"

On page 2, section 2, line 12 after "aggregate" strike "amount" and insert "value"

On page 2, section 2, line 13 after "so obtained" insert "within a thirty-day period"

Signed by Representatives Julin, Chairman, Eikenberry, Vice Chairman, Hubbard, Knowles, Marsh, Rosellini.

To Committee on Rules and Administration for second reading.

February 10, 1972

SUBSTITUTE SENATE BILL NO. 403, Prime Sponsor: Senator Dore, excluding patronage dividends from the definition of security sales, reported by Committee on Judiciary.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, strike everything after the enacting clause and insert following:

"Section 1. Section 32, chapter 282, Laws of 1959 as amended by section 8, chapter 37, Laws of 1961 and RCW 21.20.320 are each amended to read as follows:

Except as hereinafter in this section expressly provided, RCW 21.20.040 through 21.20.300, inclusive, shall not apply to any of the following transactions:

(1) Any isolated transaction, or sales not involving a public offering, whether effected through a broker-dealer or not.

(2) Any nonissuer distribution of an outstanding security by a registered broker-dealer if (a) a recognized securities manual contains the names of the issuer's officers and directors, a balance sheet of the issuer as of a date within eighteen months, and a profit and loss statement for either the fiscal year preceding that date or the most recent year of operations, or (b) the security has a fixed maturity or a fixed interest or dividend provision and there has been no default during the current fiscal year or within the three preceding fiscal years, or during the existence of the issuer and any predecessors if less than three years, in the payment of principal, interest, or dividends on the security.

(3) Any nonissuer transaction effected by or through a registered broker-dealer pursuant to an unsolicited order or offer to buy; but the director may by rule require that the customer acknowledge upon a specified form that the sale was unsolicited, and that a signed copy of each such form be preserved by the broker-dealer for a specified period.

(4) Any transaction between the issuer or other person on whose behalf the offering is made and an underwriter, or among underwriters.

(5) Any transaction in a bond or other evidence of indebtedness secured by a real or chattel mortgage or deed of trust, or by an agreement for the sale of real estate or chattels, if the entire mortgage, deed of trust, or agreement, together with all the bonds or other evidences of indebtedness secured thereby, is offered and sold as a unit.

(6) Any transaction by an executor, administrator, sheriff, marshal, receiver, trustee in bankruptcy, guardian, or conservator.

(7) Any transaction executed by a bona fide pledgee without any purpose of evading this chapter.

(8) Any offer or sale to a bank, savings institution, trust company, insurance company, investment company as defined in the investment company act of 1940, pension or profit-sharing trust, or other financial institution or institutional buyer, or to a broker-dealer, whether the purchaser is acting for itself or in some fiduciary capacity.

(9) Any transaction pursuant to an offer directed by the offerer to not more than twenty persons (other than those designated in subsection (8) of this section) in this state during any period of twelve consecutive months, whether or not the offerer or any of the offerees is then

present in this state, if (a) the seller reasonably believes that all the buyers are purchasing for investment, and (b) no commission or other remuneration is paid or given directly or indirectly for soliciting any prospective buyer.

(10) Any offer or sale of a preorganization certificate or subscription if (a) no commission or other remuneration is paid or given directly or indirectly for soliciting any prospective subscriber, (b) the number of subscribers does not exceed ten, and (c) no payment is made by any subscriber.

(11) Any transaction pursuant to an offer to existing security holders of the issuer, including persons who at the time of transaction are holders of convertible securities, nontransferable warrants, or transferable warrants exercisable within not more than ninety days of their issuance, if (a) no commission or other remuneration (other than a standby commission) is paid or given directly or indirectly for soliciting any security holder in this state, or (b) the issuer first files a notice specifying the terms of the offer and the director does not by order disallow the exemption within the next five full business days.

(12) Any offer (but not a sale) of a security for which registration statements have been filed under both this chapter and the securities act of 1933 if no stop order or refusal order is in effect and no public proceeding or examination looking toward such an order is pending under either act.

(13) The issuance of any stock dividend, whether the corporation distributing the dividend is the issuer of the stock or not, if nothing of value is given by stockholders for the distribution other than the surrender of a right to a cash dividend where the stockholder can elect to take a dividend in cash or stock.

(14) Any transaction incident to a right of conversion or a statutory or judicially approved reclassification, recapitalization, reorganization, quasi reorganization, stock split, reverse stock split, merger, consolidation or sale of assets.

(15) The offer or sale by a registered broker-dealer, acting either as principal or agent, of securities previously sold and distributed to the public: PROVIDED, That:

(a) Such securities are sold at prices reasonably related to the current market price thereof at the time of sale, and, if such broker-dealer is acting as agent, the commission collected by such broker-dealer on account of the sale thereof is not in excess of usual and customary commissions collected with respect to securities and transactions having comparable characteristics:

(b) Such securities do not constitute the whole or a part of an unsold allotment to or subscription or participation by such broker-dealer as an underwriter of such securities or as a participant in the distribution of such securities by the issuer, by an underwriter or by a person or group of persons in substantial control of the issuer or of the outstanding securities of the class being distributed; and

(c) The security has been lawfully sold and

distributed in this state or any other state of the United States under this or any act regulating the sale of such securities.

The director may by order deny or revoke the exemption specified in subsection (2) of this section with respect to a specific security. Upon the entry of such an order, the director shall promptly notify all registered broker-dealers that it has been entered and of the reasons therefor and that within fifteen days of the receipt of a written request the matter will be set down for hearing. If no hearing is requested and none is ordered by the director, the order will remain in effect until it is modified or vacated by the director. If a hearing is requested or ordered, the director, after notice of an opportunity for hearing to all interested persons, may modify or vacate the order or extend it until final determination. No order under this subsection may operate retroactively. No person may be considered to have violated this chapter by reason of any offer or sale effected after the entry of an order under this subsection if he sustains the burden of proof that he did not know, and in the exercise of reasonable care could not have known of the order. In any proceeding under this chapter, the burden of proving an exemption from a definition is upon the person claiming it.

(16) Any transactions by a mutual or cooperative association issuing to its patrons any receipt, written notice, certificate of indebtedness or stock for a patronage dividend, or for contributions to capital due such patrons by the association.

On line 1 of the title after "transactions;" strike the remainder of the title and insert, "and amending section 32, chapter 282, Laws of 1959 as amended by section 8, chapter 37, Laws of 1961 and RCW 21.20.320."

Signed by Representatives Eikenberry, Vice Chairman, Hubbard, Knowles, Marsh, Rosellini, Spanton.

MINORITY recommendation: Do not pass. Signed by Representative Ross.

To Committee on Rules and Administration for second reading.

February 10, 1972

SENATE BILL NO. 417, Prime Sponsor: Senator Mardesich, providing for awards in lieu of homestead to a value as of the time of granting the award, reported by Committee on Judiciary.

MAJORITY recommendation: Do pass. Signed by Representatives Julin, Chairman, Eikenberry, Vice Chairman, Knowles, Marsh, Rosellini, Ross, Shinpoch.

To Committee on Rules and Administration for second reading.

## MESSAGES FROM THE SENATE

February 11, 1972

Mr. Speaker: The Senate has granted the request of the House for a conference on ENGROSSED SENATE BILL NO. 45, and the House amendments thereto, and the President has appointed as members of the conference committee thereon: Senators Francis, Ridder and Canfield.

Sidney R. Snyder, Secretary

February 11, 1972

Mr. Speaker: The Senate has concurred in the House amendments to ENGROSSED SENATE BILL NO. 350 and has passed the bill as amended by the House.

Sidney R. Snyder, Secretary

February 11, 1972

Mr. Speaker: The President has signed:

HOUSE BILL NO. 80,  
HOUSE BILL NO. 81,  
HOUSE BILL NO. 82,  
HOUSE BILL NO. 83,  
HOUSE BILL NO. 84,  
HOUSE BILL NO. 85,  
HOUSE BILL NO. 126,

HOUSE JOINT RESOLUTION NO. 61,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary

February 11, 1972

Mr. Speaker: The President has signed:

SENATE BILL NO. 15,

and the same is herewith transmitted.

Sidney R. Snyder, Secretary

## SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:  
SENATE BILL NO. 15.

## REPORTS OF STANDING COMMITTEES

February 11, 1972

HOUSE BILL NO. 128, Prime Sponsor: Representative Wolf, providing sales and use taxes deferral for new or expanded manufacturing businesses. Requiring 5 year payback after first year of operation. Encouraging development with resultant increased jobs, reported by Committee on Revenue and Taxation.

MAJORITY recommendation: Do pass. Signed by Representatives Flanagan, Chairman, Kiskaddon, Vice Chairman, Bagnariol, Benitz, Bledsoe, Bluechel, Ceccarelli, Eikenberry, Hatfield, Haussler, Kilbury, King, Kuehnle, Marzano, Pardini.

To Committee on Rules and Administration for second reading.

February 11, 1972

HOUSE BILL NO. 355, Prime Sponsor: Representative Flanagan, pertaining to revenue and taxation, reported by Committee on Revenue and Taxation.

MAJORITY recommendation: The substitute bill be substituted therefor and that the substitute bill do pass. Signed by Representatives Flanagan, Chairman, Kiskaddon, Vice Chairman, Benitz, Bledsoe, Bluechel, Hatfield, Julin, Kilbury, Kuehnle, Pardini.

MINORITY recommendation: Do not pass. Signed by Representatives Bagnariol, Ceccarelli, Eikenberry, Marzano.

To Committee on Rules and Administration for second reading.

February 11, 1972

HOUSE BILL NO. 418, Prime Sponsor: Representative Wanamaker, providing for the regulation of transportation, reported by Committee on Transportation.

MAJORITY recommendation: Do pass with the following amendments:

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Section 1. The legislature finds and declares:

(1) Public transportation is an essential component of the balanced transportation system which must be maintained and developed so as to permit the efficient and orderly movement of people and goods in the urban areas of the state. Public transportation systems provide an essential public service which must be available at a charge to the user which will encourage maximum utilization of the efficiencies of the service for the benefit of the total transportation system of the state, and which will not deprive the elderly, the handicapped, the youth, and the citizens of limited means of the ability to freely utilize the service.

(2) The fostering, continuance and development of public transportation systems are a matter of state concern. Excessive reliance on the private automobile for transportation has caused air pollution and traffic congestion in Washington's urban areas, and such pollution and congestion are not confined to single incorporated areas but affect entire regions.

(3) A comprehensive assessment of long range public transportation needs and programs on a state-wide basis is necessary to properly develop and coordinate public transportation systems to serve local, regional and state-wide purposes. It is for this purpose, as well as providing appropriate input into the national transportation needs study that the legislature directs the state highway commission through this act to conduct a comprehensive long range public transportation needs and programming study.

NEW SECTION. Sec. 2. "Municipal" or "municipality" as used in this act means any metropolitan municipal corporation which shall have been authorized to perform the function of metropolitan public transportation and any city, county, combination of cities or city(ies) which is (are) not located within the boundaries of a metropolitan municipal corporation and which owns, operates or contracts for the services of a publicly owned or operated system of transportation.

NEW SECTION. Sec. 3. Prior to September 1, 1973, the state highway commission shall conduct and correlate a comprehensive state-wide public transportation needs and programming study to include a period of not less than fourteen years. The purpose of the study shall be to assess the capital, maintenance and operations needs for local, regional and state-wide public transportation systems within the state of Washington, to provide for updating of the urban public transportation portion of the national transportation needs and programming study, and to provide the basis for updating of future long range needs studies.

Prior to July 1, 1973 the legislative authority of each municipality operating or potentially operating a public transportation system shall conduct or update, adopt and submit to the state highway commission a long range needs and programming study for public transportation development including capital, maintenance and operations activities for such time period as determined by the commission. The long range study shall be prepared pursuant to format and guidelines established by the state highway commission and with the assistance of such commission. Upon receipt of the long range public transportation development plans of the several municipalities the commission shall revise the needs and programming set forth in such plans as necessary to conform with its uniform standards and guidelines for establishing public transportation needs.

A report of the long range needs study shall be made to the legislative transportation committee and the office of the governor prior to September 1, 1973.

NEW SECTION. Sec. 4. In public transportation service areas which encompass more than one public transportation system, the municipalities operating such systems shall designate one of their number to coordinate the joint long range needs assessment of such public transportation systems pursuant to guidelines established by the state highway commission. If a local coordinator is not agreed upon by the date established by the commission, the commission may approve an alternate method of administration or designate a coordinator.

NEW SECTION. Sec. 5. For purposes of the long range needs and programming study the state highway commission shall develop criteria and guidelines to be used by municipalities which may include but not be limited to the following:

(1) Designate public transportation service areas which shall include one or more public transportation systems and which shall be established for the purpose of coordinating public transportation development and operation in particular geographic areas;

(2) Establish functional systems for public transportation taking into consideration local, regional and state-wide needs;

(3) Define reasonably uniform development and service standards consistent with the functional systems which include but are not limited to:

(a) Level of service to be provided;

(b) Coordination and integration with other public transportation;

(c) Effect on arterial and highway needs, including the desirability of utilizing special reserved lanes, metering devices, and other means of expediting public transportation traffic;

(d) Influence on future land use patterns.

In establishing the criteria and guidelines to be used by the municipalities for purposes of the long range needs and programming study, the state highway commission shall confer with the legislative transportation committee, the urban arterial board, planning and community affairs agency, regional councils of government and other state and local agencies as may be appropriate.

NEW SECTION. Sec. 6. There is hereby appropriated to the state highway commission from the state and local improvement revolving account of the general fund if funded, otherwise from the general fund the sum of two hundred thousand dollars and from the motor vehicle fund the sum of two hundred thousand dollars for its use and assistance to municipalities in complying with the purposes of this act and for the period ending June 30, 1973. The commission is authorized to employ such additional staff as it may deem necessary to comply with the purposes of this act.

NEW SECTION. Sec. 7. Sections 1 through 6 of this act shall be added to Title 47 RCW.

NEW SECTION. Sec. 8. This act is necessary for the immediate preservation of the public peace, health and safety, the support of the state and local government and its existing public institutions, and shall take effect immediately."

Strike all of the title and insert the following:

"AN ACT Relating to public transportation; adding new sections to Title 47 RCW; making an appropriation; and declaring an emergency."

Signed by Representatives Berentson, Chairman, Wanamaker, Vice Chairman, Adams, Amen, Anderson, Bauer, Beck, Bradley, Charnley, Cunningham, Gallagher, Garrett, Gilleland, Hansey, Hubbard, Jones, Martinis, Schumaker.

February 11, 1972

ENGROSSED SENATE BILL NO. 175, Prime Sponsor: Senator Lewis, providing tax exemption for unprocessed timber held in storage area, reported by Committee on Revenue and Taxation.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, strike all of section 1 and renumber the remaining sections consecutively.

On page 1, section 2, line 26 after "products" and before "and" strike "unprocessed timber"

Signed by Representatives Flanagan, Chairman, Kiskaddon, Vice Chairman, Bagnariol, Benitz, Bledsoe, Bluechel, Ceccarelli, Hatfield, Haussler, Julin, Kilbury, King, Kuehnle, Pardini, Randall.

To Committee on Rules and Administration for second reading.

#### MOTION

On motion of Mr. Morrison, the House recessed until 1:30 p.m.

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#### AFTERNOON SESSION

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The House was called to order at 1:30 p.m. by the Speaker. The Clerk called the roll and all members were present except Representative Paris who was excused.

#### STATEMENT FOR THE JOURNAL

I was absent during the day of February 11, 1972, because I had to conduct a funeral of one of the members of the church staff, which I serve as senior minister.  
WILLIAM N. PARIS, 18th District.

#### SPEAKER'S PRIVILEGE

The Speaker observed in the north gallery, former State Representative and now Judge from King County, Charles M. Stokes, and asked him to stand and be recognized.

#### SECOND READING

HOUSE BILL NO. 112, by Representatives Goldsworthy and Kopet (by Executive request):

Adopting a supplemental budget and making appropriations.

On motion of Mr. Goldsworthy, Substitute House Bill No. 112 was substituted for House Bill No. 112, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 112 was read the second time.

Mr. Shinpoch moved adoption of the following amendment by Representatives Shinpoch, Ross, Maxie, McDermott, Marzano and Wojahn:

On page 3, section 8, between lines 23 and 24 insert the following:

"PUBLIC ASSISTANCE

General Fund Appropriation: To provide sufficient funds to restore the scope of service which has been limited to acute and emergent care only for those persons who qualify for Federally Aided Medical Care to the level received by grant recipients effective September 1, 1972: PROVIDED, That of this appropriation \$1,109,375 shall be in state funds utilized exclusively for this purpose: PROVIDED FURTHER, That no funds shall be expended from this appropriation unless it is determined on August 1, 1972, that revenues available to the General Fund exceed \$1,884,306,000 as credited to the General Fund from all sources, excluding Federal funds for the 1971-1973 biennium as determined by the Department of Revenue, State Treasurer, and the Office of Program Planning and Fiscal Management...\$2,218,750"

Mr. Shinpoch spoke in favor of the amendment.

Mr. Wolf demanded a Call of the House, and the demand was sustained.

CALL OF THE HOUSE

The Sergeant at Arms was instructed to lock the doors.

The Clerk called the roll and all members were present except Representatives Copeland, Haussler, Hurley, Martinis, May, Paris and Thompson.

MOTION

On motion of Mr. Bledsoe, the House dispensed with business under the Call of the House.

The Speaker stated the question before the House to be the amendment by Representatives Shinpoch, Ross, Maxie, McDermott, Marzano and Wojahn to page 3, section 8.

Mr. Curtis spoke against adoption of the amendment.

Mr. King demanded an electric roll call and the demand was sustained.

Representatives Ross, Marzano and Wojahn spoke in favor of the amendment. Mr. Shinpoch closed debate, speaking in favor of the amendment.

## ROLL CALL

The Clerk called the roll on adoption of the amendment by Mr. Shinpoch and others to page 3, line 23 of Substitute House Bill No. 112, and the amendment was not adopted by the following vote: Yeas, 44; nays, 48; not voting, 7.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Douthwaite, Gallagher, Grant, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Marzano, Maxie, McCormick, McDermott, Merrill, Moon, O'Brien, Perry, Randall, Rosellini, Ross, Savage, Sawyer, Shinpoch, Van Dyk, Williams, Wojahn.

Voting nay: Representatives Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Conway, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Hoggins, Hubbard, Jones, Jueling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, Mentor, Morrison, Newhouse, North, Pardini, Polk, Rabel, Richardson, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Copeland, Haussler, Hurley, Martinis, May, Paris, Thompson.

Mr. King demanded a Call of the House, and the demand was sustained.

## CALL OF THE HOUSE

The Sergeant at Arms was instructed to lock the doors.

The Clerk called the roll and all members were present except Representatives Copeland, May and Paris.

On motion of Mr. Bledsoe, the absent members were excused and the House proceeded with business under the Call of the House.

Mr. Shinpoch moved adoption of the following amendment by Representatives Shinpoch, Ross, Maxie, McDermott, Marzano and Wojahn:

On page 3, section 8, between lines 28 and 29 insert the following:

## "PUBLIC ASSISTANCE

General Fund Appropriation: To provide sufficient funds to remove the deductible base amount for medical only recipients effective September 1, 1972: PROVIDED, That no funds shall be expended from this appropriation unless it is determined on August 1, 1972 that revenues available to the General Fund exceed \$1,884,306,000 as credited to the General Fund from all sources, excluding Federal funds for the 1971-1973 biennium as determined by the Department of Revenue, State Treasurer, and the Office of Program

Planning and Fiscal Management.....\$531,250"

Mr. Shinpoch spoke in favor of the amendment.

Mr. Rosellini demanded an electric roll call and the demand was sustained.

Mr. Curtis spoke against adoption of the amendment.

#### ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Shinpoch and others to page 3, line 28 to Substitute House Bill No. 112, and the amendment was not adopted by the following vote: Yeas, 46; nays, 50; not voting 3.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Beck, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Douthwaite, Gallagher, Grant, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, McCormick, McDermott, Merrill, Moon, O'Brien, Perry, Randall, Rosellini, Ross, Savage, Sawyer, Shinpoch, Thompson, Van Dyk, Williams, Wojahn.

Voting nay: Representatives Amen, Barden, Bauer, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Conway, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Jones, Jueling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehne, Mentor, Morrison, Newhouse, North, Pardini, Polk, Rabel, Richardson, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Copeland, May, Paris.

Mr. Charnley moved adoption of the following amendment:

On page 3, section 8, line 30 after "appropriation" strike the remainder of the line including "\$286,975" and i1

"PROVIDED, That \$208,938, or so much thereof as necessary, be allocated to the Division of Health from state sources for continued support of local kidney centers for the remainder of the 1971-1973 biennium.....\$495,913"

Mr. Charnley spoke in favor of the amendment, and Mr. Kopet spoke against it.

Mr. King demanded an electric roll call and the demand was sustained.

Mr. Bottiger spoke in favor of the amendment by Mr. Charnley.

## ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Charnley to page 3, line 30 to Substitute House Bill No. 112, and the amendment was not adopted by the following vote: Yeas, 47; nays, 49; not voting, 3.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Douthwaite, Gallagher, Grant, Haussler, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, McCormick, McDermott, Merrill, Moon, O'Brien, Perry, Randall, Rosellini, Ross, Savage, Sawyer, Shinpoch, Thompson, Van Dyk, Williams.

Voting nay: Representatives Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Conway, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Hoggins, Hubbard, Jones, Juelling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehne, Mentor, Morrison, Newhouse, North, Pardini, Polk, Rabel, Richardson, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Copeland, May, Paris.

Mr. Van Dyk moved adoption of the following amendment by Representatives Van Dyk and Costanti:

On page 4, section 8, beginning on line 24, strike everything down to and including "area" on line 2 of page 5, and insert the following: "That the sum of \$100,000 shall be provided to the Department of Social and Health Services to do a comprehensive study of the feasibility of Northern State Hospital becoming the regional service center for region #2"

Mr. Van Dyk spoke in favor of the amendment, and Mr. Goldsworthy spoke against it.

Mr. Rosellini demanded an electric roll call and the demand was sustained.

## ROLL CALL

The Clerk called the roll on adoption of the amendment by Representatives Van Dyk and Costanti to page 4, line 24 to Substitute House Bill No. 112 and the amendment was not adopted by the following vote: Yeas, 47; nays, 49; not voting, 3.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Berentson, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Costanti, Douthwaite, Gallagher, Grant, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, McCormick, McDermott, Merrill, Moon, O'Brien, Perry, Randall, Rosellini, Savage, Sawyer, Shinpoch, Thompson, Van Dyk, Williams, Wojahn.

Voting nay: Representatives Amen, Barden, Benitz,

Blair, Bledsoe, Bluechel, Brown, Conway, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jones, Juelling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, Mentor, Morrison, Newhouse, North, Pardini, Polk, Rabel, Richardson, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Copeland, May, Paris.

#### STATEMENT FOR THE JOURNAL

Mr. Speaker, I request permission to insert my remarks in opposition to the amendment by Mr. Van Dyk in the Journal.

ROBERT F. GOLDSWORTHY, District 9-A.

Mr. Goldsworthy: "Mr. Speaker, ladies and gentlemen of the House: This amendment along with all these other amendments that we have had this afternoon and the ones left to discuss have all been discussed on the Appropriations Committee. We have gone over all of these very thoroughly. We have voted on them, and the result of that vote on the Appropriations Committee is the bill you have before you. This amendment proposed by Representative Van Dyk is one that was discussed. He says, 'I can't understand how anyone could vote against it.' I don't know why anyone would vote for it because the study is already being done. The department is doing this study, so all we are trying to do is shift money from one place to another, and nothing is accomplished because we are putting double money into a study that is being accomplished right at this moment. I would urge you to defeat this amendment."

The Clerk read the following amendment by Representative Van Dyk:

On page 5, section 8, line 14 after "Hospital" and before "for" on line 15 insert the following: "at not less than its present level of operation"

With the consent of the House, Mr. Van Dyk withdrew the amendment.

The Clerk read the following amendment by Mr. Ross:

On page 7, section 8, line 21 after the colon insert "PROVIDED FURTHER, That not less than a total of \$279,505 in state and federal funds shall be used solely to fund the CAMPI Satellite Pre-schools:"

With the consent of the House, Mr. Ross withdrew the amendment.

Mr. Brouillet moved adoption of the following amendment:

On page 10, line 10 after "costs" strike "\$19,552,220" and add the following: " PROVIDED, That \$2,731,934 of this appropriation is exclusively appropriated to the Superintendent of Public Instruction for allocation to school districts for reimbursement of

transportation depreciation expenditures made pursuant to RCW 28A.41.160 and 28A.41.170.....\$22,234,154"

Mr. Brouillet spoke in favor of the amendment, and Mr. Kopet spoke against it.

Mr. King demanded an electric roll call and the demand was sustained.

#### ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Brouillet to page 10, line 10 to Substitute House Bill No. 112, and the amendment was not adopted by the following vote: Yeas, 46; nays, 50; not voting, 3.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Douthwaite, Gallagher, Grant, Haussler, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, McCormick, McDermott, Merrill, Moon, O'Brien, Perry, Randall, Rosellini, Savage, Sawyer, Shinpoch, Thompson, Van Dyk, Williams, Wojahn.

Voting nay: Representatives Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Conway, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Hoggins, Hubbard, Hurley, Jones, Jueling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehne, Mentor, Morrison, Newhouse, North, Pardini, Polk, Rabel, Richardson, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Copeland, May, Paris.

#### STATEMENT FOR THE JOURNAL

I request that my remarks concerning the amendment by Representative Brouillet relating to the \$2,731,934 appropriation to the Superintendent of Public Instruction for transportation be inserted in the Journal.

JERRY C. KOPET, 6th District.

Mr. Kopet: "Thank you, Mr. Speaker. I rise to oppose this amendment. What Mr. Brouillet said was true, but he didn't tell the whole story. The state appropriates \$45 million for the support of transportation outside of the formula. We were in severe financial straits last session, and we are not much better off now. The money was cut back out of the transportation request, and the Superintendent of Public Instruction took the position that, rather than go back and look at your system, see where you can make economies, see what you can do to save money and to improve your systems that have been approved, he said you can operate the same way you are operating, as I understand it, but we will just say you don't have the money for depreciation, and we will stall that for awhile. Within the state, some school districts are taking a close

look at their transportation systems and they have been able to save money. There is a proviso in this particular bill, just behind Mr. Brouillet's amendment that says we have asked the Superintendent of Public Instruction to make a study and see if we can, within the state, cut our transportation costs back from the \$45 million per biennium that we are now appropriating. I urge your defeat of this amendment."

Mr. Charnley moved adoption of the following amendment:

On page 10, section 20, line 20 before "salary increase" strike "up to a 3%" and insert "a \$30.00"

Representatives Charnley, Hurley and Randall spoke in favor of the amendment, and Representatives Kopet and Shera spoke against it.

The amendment by Mr. Charnley was not adopted.

Mr. Marsh moved adoption of the following amendment by Representatives Marsh and Shinpoch:

On page 10, section 20, line 20 after "a" strike all material to and including "\$15,528,783" on page 11, line 17, and insert the following:

"\$35 monthly salary increase in excess of increments, for both classified and certified personnel. (2) To the extent that the state financed salary increase relieves special levy burdens, the local district should place a first priority on reducing special levies. (3) In the event that a local school district has decided on a lower salary level than provided for in this compensation plan, the differential savings may be used for other high priority services: PROVIDED, That the State Superintendent shall utilize not to exceed \$1,050,000 for the purpose of payments to school districts in amounts equal to the difference between the funds payable through the per-pupil support level for salary increases and the funds calculated by the Superintendent of Public Instruction necessary to pay a \$35 monthly salary increase in the district in 1972-73: PROVIDED, FURTHER, That these additional funds will be distributed outside the equalization formula with any excess appropriation reverting to the General Fund.....\$21,144,200"

Mr. Marsh spoke in favor of the amendment, and Mr. Goldsworthy spoke against it.

Mr. Rosellini demanded an electric roll call and the demand was sustained.

## ROLL CALL

The Clerk called the roll on adoption of the amendment by Representatives Marsh and Shinpoch to page 10, line 20 to Substitute House Bill No. 112, and the amendment was not adopted by the following vote: Yeas, 46; nays, 50; not voting, 3.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Douthwaite, Gallagher, Grant, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, McCormick, McDermott, Merrill, Moon, O'Brien, Perry, Randall, Rosellini, Savage, Sawyer, Shinpoch, Thompson, Van Dyk, Williams, Wojahn.

Voting nay: Representatives Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Conway, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Jones, Juelling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, Mentor, Morrison, Newhouse, North, Pardini, Polk, Rabel, Richardson, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Copeland, May, Paris.

The Clerk read the following amendment by Mr. Charnley:

On page 10, section 20, line 24 after "salary increase of" strike "3%" and insert "\$30.00"

With the consent of the House, Mr. Charnley withdrew this amendment and the identical amendments to page 11, line 11, and page 13, line 21.

Mr. Brouillet moved adoption of the following amendment by Representatives Brouillet, Maxie and Ross:

On page 11, after line 17 insert a new section as follows:

"NEW SECTION. Sec. 21. From any and all general funds which have been appropriated to the superintendent of public instruction for the current biennium, the superintendent of public instruction is authorized, regardless of the purpose or object of such general fund appropriations, to reallocate and transfer to the department of social and health services for urban, racial, and rural programs such amounts of such general fund appropriations as the superintendent of public instruction deems to be surplus or unnecessary for the purposes and objects of such general fund appropriations: PROVIDED, That these reallocated and transferred funds are to be allocated by the department of social and health services to maximize federal matching moneys and in accordance with educational guidelines to be established by the superintendent of public instruction: PROVIDED FURTHER, That the total sum of money expended for such additional urban, racial, and rural programs resulting from the reallocation and transfer authorized by this section of this 1972 act shall not exceed in the combined amount of

federal and state funds two million dollars, of which no more than one million shall of state funds."

Mr. Brouillet spoke in favor of the amendment, and Mr. Bledsoe spoke against it.

Mr. King demanded an electric roll call and the demand was sustained.

Mr. Goldsworthy spoke against adoption of the amendment, and Mr. Brouillet closed debate, speaking in favor of it.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Representatives Brouillet, Maxie and Ross to page 11 to Substitute House Bill No. 112, and the amendment was not adopted by the following vote: Yeas, 46; nays, 50; not voting, 3.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Douthwaite, Gallagher, Grant, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, McCormick, McDermott, Merrill, Moon, O'Brien, Perry, Randall, Rosellini, Savage, Sawyer, Shipoch, Thompson, Van Dyk, Williams, Wojahn.

Voting nay: Representatives Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Conway, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Jones, Juelling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, Mentor, Morrison, Newhouse, North, Pardini, Polk, Rabel, Richardson, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Copeland, May, Paris.

STATEMENT FOR THE JOURNAL

I meant to vote aye on the amendment sponsored by Representatives Brouillet, Maxie and myself.

MICHAEL K. ROSS, 37th District.

Mr. Lysen moved adoption of the following amendment: On page 11, section 20, line 17 after "General Fund" insert the following:

": PROVIDED FURTHER, That none of these funds shall be allocated to any school district that expends public funds to support activities of the Washington Association of School Administrators, including its research arm the School Information Research Service"

Mr. Lysen spoke in favor of the amendment.

POINT OF INQUIRY

Mr. Lysen yielded to question by Mr. Smythe.

Mr. Smythe: "Mr. Lysen, I was interested in your comments where you spoke of the use of public funds for lobbying at the legislature, etc., rather than digging in their own pocket. As an employee of the city of Seattle, do you feel the same way about the Association of Washington Cities, where the funds are paid out of public funds?"

Mr. Lysen: "Yes, I do."

Mr. Smythe: "Would you mind offering that amendment?"

Mr. Lysen: "I think I would be very interested in it."

Representatives Hoggins and Charette spoke against adoption of the amendment.

Mr. Lysen spoke again in favor of the amendment, and Mr. Curtis spoke against it.

The amendment by Mr. Lysen to Substitute House Bill No. 112 was not adopted.

Mr. Marsh moved adoption of the following amendment by Representatives Marsh and Shinpoch:

On page 13, section 27, line 21, after "a" strike all the material to and including "\$9,783,402" on page 13, line 25 and insert the following:

\$35 monthly per employee cost of living increase effective September 1, 1972, to be allotted to state agencies and institutions of higher education: PROVIDED, That the salary increases for faculty and exempt personnel at the state colleges and universities shall be \$35 per month per employee: PROVIDED FURTHER, That the salary increase amounts allotted for state agency employees shall be subject to the provisions and limitations set forth in section 28 of this act

General Fund Appropriation.....\$12,236,646"

Mr. Marsh spoke in favor of the amendment.

Mr. Rosellini demanded an electric roll call and the demand was sustained.

Representatives Goldsworthy and Bledsoe spoke against adoption of the amendment, and Representatives Douthwaite and Grant spoke in favor of it.

#### POINT OF ORDER

Mr. Curtis: "I am wondering if Representative Douthwaite's remarks mean that he is to be allowed to not vote under the Call of the House on this item simply because he is an employee of the University of Washington. There are other members on the floor who are also

employees. If I remember correctly the conflict-of-interests rule, it simply is that you should be excused if something inures, or is to your detriment, that would not occur to any other people generally in that class. As such, I wonder if conflict of interest would apply to him in this instance?"

POINT OF ORDER

Mr. O'Brien: "On this question of conflict of interest, it is held by some authorities that generally a bill that covers a broad scope of employees or interests, where someone doesn't have a particular private interest, that there is no conflict of interest. According to our Constitution in Art. II, section 30, ' . . . A member who has a private interest in any bill or measure proposed or pending before the legislature, shall disclose the fact to the house of which he is a member, and shall not vote thereon.'

"I would hold that someone who is employed by the University of Washington or by a school district wouldn't particularly have a private interest in the bill any more than anyone else, and therefore it wouldn't be a conflict of interest."

RULING BY THE SPEAKER

The Speaker: "The Speaker has examined House Rule 66 which states as follows: ' . . . No member shall vote on any question in the event of which he is immediately or particularly interested, . . .' And that refers to the Constitution of the State, Art. II, section 30, which states: ' . . . A member who has a private interest in any bill or measure proposed or pending before the legislature, shall disclose the fact to the house of which he is a member and shall not vote thereon.' The Ethics Board has further defined the difference between private interest and general interest, and that definition appears in our Joint Rules, Rule 1, as follows:

"'A legislator has a personal interest which is in conflict with the proper discharge of his duties if he has reason to believe or expect that he will derive a direct monetary gain or suffer a direct monetary loss by reason of his official activity.'

"'However, a legislator does not have a personal interest which is in conflict with the proper discharge of his duties if no benefit or detriment accrues to him as a member of a business, profession, occupation or group, to a greater extent than to any other member of such business, profession, occupation, or group.'

"The Speaker is inclined to rule that since Mr. Douthwaite derives benefit from this particular amendment only by reason of his membership to his occupational group or professional category, that he does not have such a private interest as would bar him from voting on this particular measure under Art. II, section 30, of the

Constitution. Being under the Call of the House, he must cast his vote."

#### ROLL CALL

The Clerk called the roll on adoption of the amendment by Representatives Marsh and Shinpoch to page 13, line 21 to Substitute House Bill No. 112 and the amendment was not adopted by the following vote: Yeas, 46; nays, 50; not voting, 3.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Douthwaite, Gallagher, Grant, Haussler, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, McCormick, McDermott, Merrill, Moon, O'Brien, Perry, Randall, Rosellini, Savage, Sawyer, Shinpoch, Thompson, Van Dyk, Williams, Wojahn.

Voting nay: Representatives Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Conway, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Hoggins, Hubbard, Hurley, Jones, Jueling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, Mentor, Morrison, Newhouse, North, Pardini, Polk, Rabel, Richardson, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Copeland, May, Paris.

The Clerk read the following amendment by Representatives Marsh and Shinpoch:

On page 17, after "\$529,571" on line 19 add a new section as follows:

"NEW SECTION. Sec. 28. The Governor is hereby directed to allocate from funds appropriated from various special funds and accounts in section 27 an amount which will grant a \$35 per month increase to state agency employees for the period beginning September 1, 1972 to June 30, 1973."

Renumber the remaining sections consecutively.

With the consent of the House, Mr. Marsh withdrew the amendment.

Mr. Goldsworthy moved adoption of the following amendment:

On page 23, section 43, lines 29 and 30, after "1973" strike "Legislative Leadership Conference" and insert "Convention of the National Conference of State Legislative Leaders"

Mr. Goldsworthy spoke in favor of the amendment.

#### POINT OF INQUIRY

Mr. Goldsworthy yielded to question by Mr. Kilbury.

Mr. Kilbury: "Is the reason you are offering this on the floor because it failed in committee?"

Mr. Goldsworthy: "No sir, this amendment was never brought up in committee, and I would not have known a thing about it if Mr. O'Brien hadn't pointed out that we goofed, and I'm very happy. Anytime we find in this bill, Representative Kilbury, that we made a mistake, we are willing to change it, and it is obvious by this move right here."

The amendment by Mr. Goldsworthy was adopted.

The Clerk read the following amendment by Representatives Shinpoch, Ross, Maxie, McDermott, Marzano and Wojahn:

On page 23, section 44, line 32 strike "\$63,729,478" and insert "\$62,088,853"

With the consent of the House, Mr. Shinpoch withdrew the amendment.

Mr. Marsh moved adoption of the following amendment by Representatives Copeland, Marsh, Pardini, Shinpoch, Kopet, Perry, Bluechel and McDermott:

On page 23, line 31 strike all of section 44 and insert:

**"NEW SECTION.** Sec. 44. The sums hereinafter itemized or so much thereof as shall be found necessary are hereby appropriated from the General Fund to the agencies and for the purposes indicated in each subsection of the section out of the general fund from the effective date of this act to June 30, 1973: PROVIDED, That items (1), (2) and (3) enumerated below shall be funded from the revenue available from House Bill No. 44: PROVIDED FURTHER, That should House Bill No. 44 fail passage, the appropriations for items (1), (2) and (3) shall be null and void.

(1) General Fund Appropriation to the DEPARTMENT OF EMPLOYMENT SECURITY

for purposes of providing needed public service employment, related necessities, and relocation assistance to unemployed persons:

PROVIDED, That the department shall place a high priority on providing such services to

Viet Nam Veterans..... \$ 5,500,000

(2) General Fund Appropriation to the PLANNING AND COMMUNITY AFFAIRS AGENCY

for the local public works planning advances revolving fund: PROVIDED, That the local public works planning advances revolving fund is hereby established in the state general fund and shall comprise all moneys herein appropriated to this fund as well as all repayments of principal and interest received and shall be administered by the Planning and Community Affairs Agency. At no time shall the moneys made available to an individual local public agency exceed ten percent of the total appropriated to the revolving fund. Moneys for advance planning for any public work may be made to a local public agency, when:

(1) Such public work conforms to existing local,

regional and state plans; and

- (2) The public agency plans to begin construction on the proposed public work within a period of five years from the date of making application to the agency.

Any moneys made available for advance planning to any local public agency shall be repaid in full without interest by such public agency when construction of the public work is begun: PROVIDED, That in the event full repayment is not made when due, such unpaid balance shall bear interest at a rate of six percent per annum until repaid.

If a public agency undertakes to construct only a portion of the public works planned with moneys from this revolving fund, it shall repay only such proportionate amount of the moneys received as the director of the Planning and Community Affairs Agency determines to be equitable. Whenever the director determines that there is no reasonable likelihood that a planned public work or any portion thereof will be constructed, he shall forgive the public agency seventy-five percent of the sum advanced.

The agency is authorized to expend during any fiscal year an amount not to exceed one percent of the amount initially appropriated to the revolving fund in order to administer the funding process set forth in this subsection.....\$1,000,000

- (3) General Fund Appropriation to the DEPARTMENT OF ECOLOGY to provide assistance grants to local public agencies for the preparation of water pollution control and abatement plans for sewage drainage basins which will meet or exceed guidelines for such plans as established by the Department of Ecology: PROVIDED, That the department may directly expend such funds for such planning where no local public agency is available..... \$ 1,500,000

- (4) General Fund Appropriation to the DEPARTMENT OF COMMERCE AND ECONOMIC DEVELOPMENT for the public Facilities construction loan and grant revolving account: PROVIDED, That this appropriation shall be transferred and only used for public facilities grants or loans as provided for in chapter..., Laws of ..., [SB 92] authorizing the department to make grants and loans for public facilities construction: PROVIDED FURTHER, That up to \$58,000 of this appropriation may be used by the department of commerce and economic development for the necessary expenses of the department: PROVIDED FURTHER, That up to \$12,000,000 of this amount shall only be available from General Fund surplus revenue in excess of \$1,892,312,000 or \$1,884,306,000 in the event that House Bill No. 44 is not passed, and credited to the General Fund from all sources, excluding Federal funds for the 1971-1973 biennium as projected to be available on August 1, 1972 or earlier by the Department of Revenue, State Treasurer, and the Office of Program Planning and Fiscal Management..... \$12,000,000

NEW SECTION. Sec. 45. There is hereby appropriated to the Teachers' Retirement System the sum of \$63,729,478 or so much thereof as may be available from General Fund Surplus revenue in excess of \$1,904,312,000 or in the event that House Bill No. 44 fails passage, the amount shall be \$1,896,306,000 credited to the General Fund from all sources, excluding Federal funds for the 1971-73 biennium as determined by the Department of Revenue, State Treasurer, and the Office of Program Planning and Fiscal Management."

Renumber the remaining sections consecutively.

Representatives Marsh, Kopet, McDermott and Sawyer spoke in favor of the amendment.

POINT OF INQUIRY

Mr. Kopet yielded to question by Mr. Randall.

Mr. Randall: "I am puzzled to know one thing on this. As I recall House Bill No. 44, it was a tax that was going to be placed on possession of cigarettes, and the purpose of it was to circumvent the lack of tax revenue from Indian cigarette sales. How is this revenue going to be identified, and suppose they quit selling cigarettes?"

Mr. Kopet: "I think if people quit smoking, the whole thing is in jeopardy."

POINT OF INQUIRY

Mr. McDermott yielded to question by Mr. Beck.

Mr. Beck: "Governor McDermott, I have heard this amendment referred to as the 'Jobs Now, the Jobs Maybe, the Jobs in January or July.' What is the proper terminology of this jobs program?"

Mr. McDermott: "I really don't care what we call it as long as we pass it."

Mr. Beck: "I thought we had some other terminology."

Mr. McDermott: "We were going to call it, in this day and age, the 'Economic Assistance Program.'"

Representative Smith spoke against adoption of the amendment, and Representative Bledsoe spoke in favor of it.

POINT OF INQUIRY

Mr. Marsh yielded to question by Mr. Kuehnle.

Mr. Kuehnle: "Dan, can you explain to me who has first priority and second priority as regards the \$20 million of 'if' money that was scheduled to go into the Teachers Retirement Fund as a result of the passage of the budget last year? Are they ahead or behind this 'if' money?"

Mr. Marsh: "My understanding is that the money goes into the Teachers Retirement Fund up to \$20 million. Then we spend the money for Jobs Now--for Jobs Today-- this program we are considering under this amendment. Then any surplus funds left over after those funds are expended will then also be put into the Teachers Retirement Fund. The teachers come first and last. This is an in-between program."

Mr. Kuehnle: "It says here there is appropriated \$63,729,478 to the Teachers Retirement System. I can't relate that to the \$20 million that was headed in that direction as a result of passage of the last budget."

#### POINT OF INFORMATION

Mr. Kopet: "Representative Kuehnle and Representative Marsh, if you look on page 17, New Section 28, line 20, you will see that the \$20 million that was vetoed after the last session was appropriated today and is in our budget and has no bearing on the amount that Mr. Warren Smith asked about. In addition to this \$20 million, if the money comes in greater than the \$12 million estimate, then that money will also go into the Teachers Retirement System. The \$20 million is there and appropriated."

#### POINT OF INQUIRY

Mr. Kopet yielded to question by Mr. Kuehnle.

Mr. Kuehnle: "I guess I don't understand the mechanics of 'if' money. 'If there is some surplus money.' Here we are apparently alluding to the fact, or we are hoping that there might be as much as, what, \$20 million? If a portion of this shows up--if there is \$1 million over and above this trigger figure, it would then go into this--I think the answer is 'Snow Job' rather than 'Jobs Now.' But if there is any of that money, where does it go first? There are numerous appropriations here and numerous indications of the amount that might go into these various areas, but if you only have a little bit of it, then where does it go?"

Mr. Kopet: "I call your attention to the reference on page 3, where it says 'Senate Bill No. 92.' In my understanding, that will set out the priorities for the use of this money and how fast it will go into which program and when."

The amendment by Representatives Copeland, Marsh, Pardini, Shinpoch, Kopet, Perry, Bluechel and McDermott to Substitute House Bill No. 112 was adopted.

On motion of Mr. Hoggins, the following amendment was adopted:

On page 24, after line 8 insert the following new section:

"NEW SECTION. Sec. 46. Notwithstanding any other provisions of law it is the intent of the legislature that

funds appropriated or otherwise allocated to the Superintendent of Public Instruction to be distributed to local school districts for contribution to employees' health insurance may be used for liability, life, health, health care, accident disability, or salary protection insurance or any one of, or a combination of the enumerated types of insurance or other type of insurance or protection as set forth in chapter 269, Laws of 1971, ex. sess."

Renumber the remaining sections consecutively.

Mr. May appeared at the bar of the House.

Mr. Barden moved adoption of the following amendment:

On page 1, strike everything following the enacting clause and insert the following:

NEW SECTION. Section 1. Whereas an unanticipated upturn in tax receipts will provide revenues within the current biennium significantly in excess of revenues necessary to fund expenditures authorized by the 1971 legislature, it is incumbent upon this legislature to make the following determinations: (1) That it is not necessary, nor is it prudent to spend to the limit of anticipated tax receipts; (2) That in times of economic down-turns stimulation of consumer activities is an appropriate counter measure; (3) That the quickest, most efficient means at hand to stimulate the economy is via a tax cut to the citizens and businesses of this state; and (4) That current increased revenue projections provide the opportunity to cut the sales tax by at least four-tenths percent.

That a supplemental budget is hereby adopted and subject to the provisions set forth in the following sections or so much thereof as shall be sufficient to accomplish the purposes designated are hereby appropriated and authorized to be disbursed for salaries, wages and other expenses of the designated agencies and offices of the state and for other specified purposes for the fiscal biennium beginning July 1, 1971, and ending June 30, 1973, except as otherwise provided, out of the several funds of the state hereinafter named.

NEW SECTION. Sec. 2. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION (Including Board of Education) General Fund Appropriation: For General Apportionment..... \$19,552,220

NEW SECTION. Sec. 3. The \$941,255 presently contained within the funds available to the University of Washington for lease payments to the State Building Authority shall remain unexpended at the end of the 1971-1972 fiscal year.

NEW SECTION. Sec. 4. The \$248,445 presently contained within the funds available to the Washington State University for lease payments to the State Building Authority shall remain unexpended at the end of the 1971-1972 fiscal year.

NEW SECTION. Sec. 5. The \$372,595 presently contained within the funds available to the Central Washington State College for lease payments to the State Building Authority shall remain unexpended at the end of the 1971-1972 fiscal year.

NEW SECTION. Sec. 6. The \$34,915 presently contained within the funds available to the Eastern Washington State College for lease payments to the State Building authority shall remain unexpended at the end of the 1971-1972 fiscal year.

NEW SECTION. Sec. 7. The \$206,813 presently contained within the funds available to the Western Washington State College for lease payments to the State Building authority shall remain unexpended at the end of 1971-1972 fiscal year.

NEW SECTION. Sec. 8. The \$1,518,911 presently contained within the funds available to The Evergreen State College for lease payments to the State Building Authority shall remain unexpended at the end of the 1971-1972 fiscal year.

NEW SECTION. Sec. 9. There is hereby appropriated to the Teachers' Retirement System the sum of \$63,729,478 or so much thereof as may be available from General Fund surplus revenue in excess of \$1,880,802,000 credited to the General Fund from all sources, excluding Federal funds for the 1971-1973 biennium as determined by the Department of Revenue, State Treasurer, and the Office of Program Planning and Fiscal Management.

NEW SECTION. Sec. 10. Notwithstanding any other provisions of law, the Teachers' Retirement System shall not be required to reserve any portion of their appropriation for administrative expenses for any specific purpose.

NEW SECTION. Sec. 11. Notwithstanding any other provisions of law, the Department of Social and Health Services is authorized to continue to utilize funds for the designing and implementing of computer procedures related to determining and reviewing recipient eligibility and the appropriation for this purpose remaining unexpended on February 1, 1972 is hereby revived: PROVIDED, That this authority shall be used (1) to complete the state-wide implementation of the eligibility system and (2) to extend the scope of the original project to include preparation of an inventory of all financial and other Service Delivery Programs and activities of the Department and development of a plan for implementing an integrated service delivery system: PROVIDED FURTHER, That this authority shall be for the period up to September 30, 1972.

NEW SECTION. Sec. 12. This act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

Mr. Barden spoke in favor of the amendment.

Mr. Wolf demanded an electric roll call and the demand was sustained.

#### ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Barden to Substitute House Bill No. 112 and the amendment was not adopted by the following vote: Yeas, 30; nays, 67; not voting, 2.

Voting yea: Representatives Amen, Barden, Benitz, Berentson, Bozarth, Brown, Conway, Curtis, Eikenberry, Flanagan, Garrett, Gladder, Goldsworthy, Hatfield, Hubbard, Hurley, Jueling, Kirk, Kuehne, Mentor, Morrison, Newhouse, North, Polk, Rabel, Richardson, Schumaker, Shera, Smith, Spanton.

Voting nay: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Blair, Bledsoe, Bluechel, Bottiger, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Costanti, Cunningham, Douthwaite, Farr, Gallagher, Gilleland, Grant, Hansey, Haussler, Hoggins, Jastad, Johnson, Jones, Julin, Kilbury, King, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, O'Brien, Pardini, Perry, Randall, Rosellini, Ross, Savage, Sawyer, Shinpoch, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Copeland, Paris.

#### MOTION

On motion of Mr. Sawyer, Mr. Martinis was excused from further proceedings under the Call of the House.

#### MOTION FOR RECONSIDERATION

Mr. Bledsoe, having voted on the prevailing side, moved that the House do now reconsider the vote by which the amendment by Representative Copeland and others was adopted.

The motion was carried.

#### RECONSIDERATION

The Speaker stated the question before the House to be the amendment by Representatives Copeland, Marsh, Pardini, Shinpoch, Kopet, Perry, Bluechel and McDermott to page 23, Substitute House Bill No. 112.

On motion of Mr. Bledsoe, the following amendment to the amendment was adopted:

On page 1 of the amendment, line 6 after "1973" and before the colon insert "which act shall be known as the Economic Assistance Program"

The Speaker stated the question before the House to be the amendment by Representatives Copeland and others as amended by Mr. Bledsoe.

Mr. Bledsoe demanded an electric roll call and the demand was sustained.

#### ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Copeland and others as amended by Representative Bledsoe, to Substitute House Bill No. 112, and the amendment was adopted by the following vote:

Yeas, 73; nays, 23; not voting, 3.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Cunningham, Douthwaite, Farr, Gallagher, Gilleland, Grant, Hansey, Haussler, Hoggins, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lysen, Marsh, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Perry, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Shera, Shinpoch, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Zimmerman, Mr. Speaker.

Voting nay: Representatives Amen, Barden, Benitz, Berentson, Conway, Costanti, Curtis, Eikenberry, Flanagan, Garrett, Gladder, Goldsworthy, Hatfield, Hubbard, Kirk, Kuehne, Pardini, Polk, Richardson, Schumaker, Smith, Spanton, Wolf.

Not voting: Representatives Copeland, Martinis, Paris.

Substitute House Bill No. 112 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Substitute House Bill No. 112 was placed on final passage.

Mr. Goldsworthy spoke in favor of passage of the bill.

Mr. Wolf demanded an oral roll call and the demand was sustained.

Mr. Grant spoke against passage of the bill, and Mr. Perry spoke in favor of it.

#### PERSONAL PRIVILEGE

Mr. Shinpoch: "Mr. Speaker, ladies and gentlemen of the House: I would like to explain to my caucus--they were still in caucus when I went out to talk to Mr. Bledsoe relative to the name of the program that we passed just now--the Economic Assistance Program. At the time I talked with you, I sensed that there had been a betrayal. As it turned out, it had been an oversight, and I would like for them to be aware of that."

Representatives Curtis and O'Brien spoke in favor of passage of Engrossed Substitute House Bill No. 112.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 112 and the bill passed the House by the following vote: Yeas, 51; nays, 45; not voting, 3.

Voting yea: Representatives Backstrom, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Brown, Charette, Costanti, Cunningham, Curtis, Farr,

Flanagan, Garrett, Gilleland, Goldsworthy, Hansey, Hatfield, Haussler, Hoggins, Johnson, Jones, Juelling, Julin, Kilbury, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, McDermott, Mentor, Newhouse, North, O'Brien, Pardini, Perry, Rabel, Ross, Savage, Schumaker, Smith, Smythe, Wanamaker, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Adams, Amen, Anderson, Bagnariol, Barden, Bottiger, Bradley, Brouillet, Ceccarelli, Charnley, Chatalas, Conner, Conway, Douthwaite, Eikenberry, Gallagher, Gladder, Grant, Hubbard, Hurley, Jastad, King, Kuehnle, Luders, Lysen, Marsh, Marzano, Maxie, May, McCormick, Merrill, Moon, Morrison, Polk, Randall, Richardson, Rosellini, Sawyer, Shera, Shinpoch, Spanton, Thompson, Van Dyk, Williams, Wojahn.

Not voting: Representatives Copeland, Martinis, Paris.

Engrossed Substitute House Bill No. 112, 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 Mr. Bledsoe, Engrossed Substitute House Bill No. 112 was ordered transmitted immediately to the Senate.

#### RECONSIDERATION

ENGROSSED SUBSTITUTE HOUSE JOINT RESOLUTION NO. 82, by Committee on Revenue and Taxation (Originally sponsored by Representatives Bledsoe, King, Kiskaddon, Brouillet, Mentor, McDermott, Blair, Savage, Hoggins, Conner, Ross, Douthwaite, Rabel, Williams, Brown, Kraabel, Jones, Charnley and Litchman):

Authorizing the imposition of a tax on income.

#### MOTION

On motion of Mr. Bledsoe, the House deferred reconsideration of Engrossed Substitute House Joint Resolution No. 82, and the resolution was placed on the calendar following Engrossed Substitute Senate Bill No. 438.

#### SECOND READING

SENATE JOINT RESOLUTION NO. 112, by Senators Lewis, Bailey, Gissberg, Wilson and Odegaard (by Legislative Council request):

Amending the Constitution to limit the governor's veto power.

The resolution was read the second time.

Mr. Bottiger moved that the rules be suspended, the second reading considered the third, and Senate Joint Resolution No. 112 be placed on final passage.

Mr. Sawyer demanded an electric roll call and the demand was sustained.

Mr. Bledsoe spoke against the motion, and Mr. Bottiger spoke in favor of it.

#### ROLL CALL

The Clerk called the roll on the motion by Representative Bottiger to suspend the rules and advance Senate Joint Resolution No. 112 to third reading and final passage and the motion was lost by the following vote: Yeas, 58; nays, 38; not voting, 3.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Benitz, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Douthwaite, Eikenberry, Gallagher, Garrett, Gladder, Grant, Hatfield, Haussler, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Marzano, Maxie, May, McCormick, Merrill, Moon, Morrison, O'Brien, Perry, Randall, Richardson, Rosellini, Savage, Sawyer, Schumaker, Shinpoch, Smythe, Spanton, Thompson, Van Dyk, Williams, Wojahn, Wolf.

Voting nay: Representatives Amen, Barden, Berentson, Blair, Bledose, Bluechel, Brown, Costanti, Cunningham, Curtis, Farr, Flanagan, Gilleland, Goldsworthy, Hansey, Hoggins, Hubbard, Jones, Jueling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehne, McDermott, Mentor, Newhouse, North, Pardini, Polk, Rabel, Ross, Shera, Smith, Wanamaker, Zimmerman, Mr. Speaker.

Not voting: Representatives Copeland, Martinis, Paris.

Senate Joint Resolution No. 112 was passed to Committee on Rules and Administration for third reading.

SENATE BILL NO. 38, by Senators Atwood and Foley:

Increasing court reporter's salaries.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Senate Bill No. 38 was placed on final passage.

Mr. Julin spoke in favor of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 38 and the bill passed the House by the following vote: Yeas, 83; nays, 13; not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Bagnariol, Barden, Bauer, Benitz, Berentson, Blair, Bledsoe, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli,

Charette, Charnley, Chatalas, Conner, Conway, Costanti, Cunningham, Curtis, Douthwaite, Farr, Flanagan, Garrett, Gilleland, Goldsworthy, Grant, Hansey, Hatfield, Hoggins, Hubbard, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Shera, Shinpoch, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Backstrom, Beck, Bluechel, Brown, Eikenberry, Gallagher, Gladder, Haussler, Hurley, Kopet, Richardson, Schumaker, Smith.

Not voting: Representatives Copeland, Martinis, Paris.

Senate Bill No. 38, 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.

SUBSTITUTE SENATE BILL NO. 128, by Committee on Higher Education and Libraries (Originally sponsored by: Senators Foley, Atwood and Sandison):

Protecting certain officials, employees or agents of institutions of higher education from actions arising out of their failure to perform or performance of their duties.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Substitute Senate Bill No. 128 was placed on final passage.

Mr. Benitz spoke in favor of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 128 and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton,

Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Copeland, Martinis, Paris.

Substitute Senate Bill No. 128, 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.

#### MOTIONS

On motion of Mr. Bledsoe, the House dispensed with further business under the Call of the House.

On motion of Mr. Morrison, the House reverted to the seventh order of business.

#### REPORTS OF STANDING COMMITTEES

February 11, 1972

ENGROSSED SENATE BILL NO. 4, Prime Sponsor: Senator Guess, reducing camper excise tax to one percent, reported by Committee on Revenue and Taxation.

MAJORITY recommendation: Do pass with the following amendments:

On page 2 beginning with line 32 strike the remainder of the bill down to and including the period on line 7 of page 18 and insert the following:

"Section 1. Section 82.50.030, chapter 15, Laws of 1961 as last amended by section 37, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.030 are each amended to read as follows:

The rate and measure of tax imposed by this chapter for each calendar year shall be two percent of the fair market value of the mobile home((7)) and one percent of the fair market value of the travel trailer((7)) or the camper, as determined in the manner provided in this chapter: PROVIDED, That the calendar year shall be divided into twelve parts corresponding to the months of the calendar year and the excise tax upon a mobile home, travel trailer, or camper used for the first time in this state after the last day of any month shall only be levied for the remaining months of the calendar year including the month in which the mobile home, travel trailer, or camper is first used: PROVIDED FURTHER, That the minimum amount of tax payable shall be two dollars.

A mobile home, travel trailer, or camper shall be deemed used for the first time in this state when such vehicle or such camper was not previously licensed by this state for the year or any part thereof immediately preceding the year in which application for license is made."

On page 1, line 1 of the title following "taxation;" strike the remainder of the title down to and including the period on line 30, on page 2 and insert the following: "and amending section 82.50.030, chapter 15, Laws of 1961 as last amended by section 37, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.030."

Signed by Representatives Flanagan, Chairman, Kiskaddon, Vice Chairman, Bagnariol, Benitz, Bledsoe, Bluechel, Ceccarelli, Eikenberry, Hatfield, Haussler, King, Kuehnle, Marzano, Pardini, Randall.

To Committee on Rules and Administration for second reading.

SENATE AMENDMENTS TO HOUSE BILL

February 10, 1972

Mr. Speaker: The Senate has passed HOUSE BILL NO. 160 with the following amendments:

On page 1, line 4 of the title, preceding the period, insert "; and declaring an emergency"

Beginning on page 1, section 1, line 27, after "That" strike the remainder of the section and insert "the provisions of RCW 50.04.200 to the contrary notwithstanding, public port districts may elect to cover the services of all or any distinct class or group of individuals in its employ on a contribution basis; such election shall preclude said port districts from covering contemporaneous services of any other class or group of employees under the provisions of RCW 50.44.030"

On page 3 following section 2, line 29, add a new section to read as follows:

"NEW SECTION. Sec. 3. This act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

Mr. Morrison moved that the House concur in the Senate amendments to House Bill No. 160.

Mr. Hubbard spoke in favor of the motion, and the motion was carried.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of House Bill No. 160 as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 160 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett,

Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Copeland, Martinis, Paris.

House Bill No. 160 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.

#### SENATE AMENDMENT TO HOUSE BILL

February 9, 1972

Mr. Speaker: The Senate has passed SUBSTITUTE HOUSE BILL NO. 8 with the following amendment:

On page 1, section 1, beginning on line 7, strike all the material down through "employed; and" on line 14, and insert:

"In all contracts let by the state, or any department thereof, or any county, city or town for the erection, construction, alteration, demolition or repair of any public building, structure, bridge, highway, or any other kind of public work or improvement, the contractor or subcontractor shall employ ninety-five percent or more bona fide Washington residents as employees where more than forty persons are employed, and ninety percent or more bona fide Washington residents as employees where forty or less persons are employed, except that any contractor or subcontractor may employ not more than five persons without regard to the residency requirements stated herein in the performance of any such contract: PROVIDED, That the state of the residence of the contractor or subcontractor provides reciprocal rights to Washington contractors or subcontractors. The contractor"

and the same is herewith transmitted.

Bill Gleason, Assistant Secretary.

#### MOTION

Mr. Morrison moved that the House concur in the Senate amendment to Substitute House Bill No. 8.

Mr. Smythe spoke in favor of the motion, and the motion was carried.

#### FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Substitute House Bill No. 8 as amended by the Senate.

## ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 8 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 93; nays, 2; not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Luders, Lysen, Marsh, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Perry, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Kuehne, Polk.

Not voting: Representatives Copeland, Litchman, Martinis, Paris.

Substitute House Bill No. 8 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.

## SENATE AMENDMENTS TO HOUSE BILL

February 9, 1972

Mr. Speaker: The Senate has passed ENGROSSED HOUSE BILL NO. 234 with the following amendments:

On page 1, section 1, line 12, strike "may" and insert "shall"

On page 1, section 1, line 13 strike "mechanical" and on line 14, after "equipment" insert "or personnel" and the same is herewith transmitted.

Bill Gleason, Assistant Secretary.

## MOTION

Mr. Morrison moved that the House concur in the Senate amendments to Engrossed House Bill No. 234.

Mr. Hoggins spoke in favor of the motion, and the motion was carried.

## FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed House Bill No. 234 as amended by the Senate.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 234 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 79; nays, 17; not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Bauer, Beck, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conway, Costanti, Cunningham, Curtis, Douthwaite, Farr, Flanagan, Gallagher, Goldsworthy, Grant, Hansey, Haussler, Hoggins, Hurley, Jastad, Johnson, Juelling, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lysen, Marsh, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Rabel, Randall, Rosellini, Savage, Sawyer, Shera, Shinpoch, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Barden, Benitz, Conner, Eikenberry, Garrett, Gilleland, Gladder, Hatfield, Hubbard, Jones, Julin, Kuehnle, Polk, Richardson, Schumaker, Smith, Spanton.

Not voting: Representatives Copeland, Martinis, Ross.

Engrossed House Bill No. 234 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.

## MOTION

On motion of Mr. Morrison, the House recessed until 8:00 p.m.

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 EVENING SESSION  
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The House was called to order at 8:00 p.m. by the Speaker (Mr. Newhouse presiding). The Clerk called the roll and all members were present except Representative Copeland who was excused.

The Speaker resumed the Chair.

## SECOND READING

ENGROSSED SUBSTITUTE SENATE BILL NO. 438, by Committee on State Government (Originally sponsored by: Senators Lewis, Rasmussen, Walgren, Knoblauch and Durkan):

Relating to public employment.

Committee on Financial Institutions and Insurance recommendation: Majority, do pass with the following amendments.

On page 5, section 1, line 19 strike "((consecutive))" and insert "consecutive"

On page 12, section 5, line 5 of the engrossed bill, being line 4 of the printed bill, after "than" strike "seventy" and insert "sixty"

The bill was read the second time.

On motion of Mr. Shera, the committee amendments were adopted.

Mr. Pardini moved adoption of the following amendment:

On page 8, beginning on line 31, strike section 3 and renumber the remaining sections consecutively.

Mr. Pardini spoke in favor of the amendment, and Mr. Wolf spoke against it.

#### POINT OF INQUIRY

Mr. Pardini yielded to question by Mr. Marzano.

Mr. Marzano: "If a person was an employee of the state, or any public employment, would this still continue if he went into military service, with your amendment?"

Mr. Pardini: "Representative Marzano, that is exactly the point that I am getting at. If a person is an employee of the state, if he leaves because of the draft or voluntary enlistment, under present law he gets credit for the time that he is gone. What I am trying to do is to retain that by putting that language back in."

Representatives Shera and North spoke in favor of the amendment, and Representatives King and Bagnariol spoke against it.

#### POINT OF INQUIRY

Mr. Shera yielded to question by Mr. Smythe.

Mr. Smythe: "Mr. Shera, you made comment that there is no pension fund in this state that has this equaled, where they are given the credit for military service prior to the employment. Is there any pension fund in private enterprise or otherwise that you know of that has such a precedent?"

Mr. Shera: "This question was asked in our committee meeting the other day. I asked the consulting actuary, Mr. Bleakney from Milliman and Robertson whether he knew of any private pension that had this provision and he said that he knew of one, Milliman and Robertson deals with probably hundreds of clients, and he said there was one that he knew of. I would like to respond further to Mr. Bagnariol's comments that we are picking figures out of

the air. I am picking this fiscal impact out of the consulting actuarial report to Mr. Schut, and saying that the cost of this military credit is 14/100ths of one percent per year. You apply that to a payroll of \$600 million a year and you come up with \$840,000 a year. I would point out further that if this particular part is applied to other pensions in the state, the law enforcement officers and fire fighters system, the teachers system, etc., we are probably talking about two, three or four million dollars a year as soon as those provisions get into those other pensions. I would urge that you adopt this amendment."

Mr. Smythe spoke in favor of the amendment by Mr. Pardini.

Mr. Rosellini demanded an electric roll call and the demand was sustained.

Mr. Barden spoke in favor of the amendment.

Mr. Pardini spoke again in favor of the amendment, and Mr. King spoke again in opposition to it.

#### POINT OF ORDER

Mr. Pardini: "I thought it was tradition in this House that the maker of the amendment could close debate. I think I have done that."

The Speaker: "There were no other people standing, and I called on you to close debate. However you were at that point, under our rules, having your second opportunity to speak. You will have the opportunity to further close debate."

Mr. King concluded his remarks in opposition to the amendment by Mr. Pardini, and Mr. Pardini closed debate, speaking in favor of the amendment.

#### ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative Pardini to strike section 3, of Engrossed Substitute Senate Bill No. 438, and the amendment was adopted by the following vote: Yeas, 51; nays, 47; not voting, 1.

Voting yea: Representatives Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Bradley, Costanti, Cunningham, Curtis, Eikenberry, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hatfield, Haussler, Hubbard, Jastad, Jones, Juelling, Julin, Kiskaddon, Kopet, Kraabel, Kuehnle, Marzano, May, McCormick, Mentor, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Randall, Richardson, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Zimmerman.

Voting nay: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Douthwaite, Farr, Gallagher, Grant, Hansey,

Hoggins, Hurley, Johnson, Kilbury, King, Kirk, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Maxie, McDermott, Merrill, Moon, O'Brien, Perry, Rosellini, Savage, Sawyer, Shinpoch, Thompson, Van Dyk, Williams, Wojahn, Wolf.

Not voting: Representative Copeland.

On motion of Mr. Wolf, the following amendment was adopted:

On page 18, section 10, line 29 of the engrossed bill being line 28 of the printed bill, after "exceed" and before "percent" strike "twenty" and insert "sixty"

Mr. Newhouse moved adoption of the following amendments:

On page 21, section 13, line 26 after "six" and before "percent" insert "and one-half"

On page 22, section 14, line 32 after "rate of" strike "((six)) seven" and insert "six and one-half"

Representatives Newhouse, Shera and Juelling spoke in favor of the amendments, and Representative Wolf and Bagnariol spoke against their adoption.

Mr. Rosellini demanded an electric roll call and the demand was sustained.

Representatives Conway, O'Brien and Hoggins spoke against adoption of the amendments by Mr. Newhouse.

#### POINT OF INQUIRY

Mr. Kuehnle yielded to question by Mr. Pardini.

Mr. Pardini: "Mr. Kuehnle, you are a member of the Public Pension Commission, I believe. The last two arguments have indicated that maybe the Public Pension Commission has reviewed this plan and looked favorably on it. Will you give me your interpretation of the Public Pension Commission's reaction to this program?"

Mr. Kuehnle: "Representative Pardini, I think I cannot give you the reaction of the Public Pension Commission to this particular proposal. It was heard as were some other proposals relative to other changes in the pension plan. The Public Pension Commission, however, clearly did set themselves on record, and as a matter of fact, Representative Conway just handed me a letter in which the quote is made on this bill or any other bill which would increase the cost of pensions to the state that the Public Pension Commission indicates this is not a timely proposal and sound funding must take precedence over benefit increases."

Mr. Pardini: "That is an official statement from the Public Pension Commission?"

Mr. Kuehnle: "Yes, that is correct."

Mr. Newhouse closed debate, speaking in favor of the amendments.

## ROLL CALL

The Clerk called the roll on adoption of the amendments by Mr. Newhouse to Engrossed Substitute Senate Bill No. 438, and the amendments were not adopted by the following vote: Yeas, 41; nays, 57; not voting, 1.

Voting yea: Representatives Amen, Benitz, Blair, Bledsoe, Bluechel, Brown, Costanti, Cunningham, Curtis, Eikenberry, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hatfield, Hubbard, Jones, Jueling, Julin, Kopet, Kraabel, Kuehnle, Mentor, Morrison, Newhouse, North, Pardini, Polk, Rabel, Randall, Richardson, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Zimmerman, Mr. Speaker.

Voting nay: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Berentson, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Douthwaite, Farr, Gallagher, Grant, Hansey, Haussler, Hoggins, Hurley, Jastad, Johnson, Kilbury, King, Kirk, Kiskaddon, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, O'Brien, Paris, Perry, Rosellini, Savage, Sawyer, Shinpoch, Thompson, Van Dyk, Williams, Wojahn, Wolf.

Not voting: Representative Copeland.

Mr. Shera moved adoption of the following amendment by Representatives Shera and Pardini to Engrossed Substitute Senate Bill No. 438:

On page 24, line 20 add new sections to read as follows:

"NEW SECTION. Sec. 15. There is added to chapter 41.40 RCW a new section to read as follows:

No bill relating to a retirement system provided for in Title 41 RCW shall be introduced in either house of the legislature without prior approval of the public pension commission.

NEW SECTION. Sec. 16. There is added to chapter 41.40 RCW a new section to read as follows:

Any bill which relates to a state retirement system provided for in Title 41 RCW must be introduced in either house of the legislature for a period of thirty days prior to the time such house shall take final action on any such bill. Also, an actuarial report shall be attached to such a bill and shall set forth the total cost of any changes in the contribution rates of employers and employees respectively. The committee chairman to which such bill is referred shall be responsible for insuring that the actuarial report filed with the bill shall describe the changes incorporated in such bill and shall evaluate adequately the fiscal impact, if any, of such bill.

NEW SECTION. Sec. 17. There is added to chapter 41.40 RCW a new section to read as follows:

No amendment to any bill described in section 2 of this 1972 amendatory act shall be considered or approved until seventy-two hours shall have passed from the time of its introduction and a written report by an actuary, which analyses the content of such amendment has been filed: PROVIDED, That any such amendment which relates directly to the contribution rates of either the employers or employees

shall not be considered or approved until a period of thirty days has passed since the date of its introduction and an actuarial report has been attached thereto."

Renumber the remaining sections consecutively.

Mr. Julin moved adoption of the following amendment to the amendment by Representatives Shera and Pardini:

Strike New Section 15 of the amendment by Representatives Shera and Pardini, and renumber the remaining sections consecutively.

Representatives Julin and Bagnariol spoke in favor of the amendment to the amendment, and Representative Pardini spoke against it.

The amendment by Mr. Julin to the amendment by Representatives Shera and Pardini was adopted on a rising vote.

The Speaker stated the question before the House to be the amendment by Representatives Shera and Pardini to Engrossed Substitute Senate Bill No. 438 as amended by Mr. Julin.

Representative Shera spoke in favor of the amended amendment, and Representatives Bagnariol and Wolf spoke against it.

#### POINT OF ORDER

Mr. Douthwaite: "In the State Constitution, Art. II, section 9, under Rules of Procedure, it reads: 'Each house may determine the rules of its own proceedings, ....' This bill, if we should adopt this amendment, provides that we are specifying that future legislatures must provide a period of thirty days before final action on any such item. I think it is clearly unconstitutional as defined by section 9, Article II of the State Constitution."

#### RULING BY THE SPEAKER

The Speaker: "I have ruled many times, Mr. Douthwaite, that it is not my province to rule on the constitutionality of measures enacted by this legislative session. Your point is not well taken."

Mr. Hoggins spoke against adoption of the amended amendment.

Mr. Chatalas demanded an electric roll call and the demand was sustained.

Mr. Conway spoke in favor of the amended amendment, and Mr. Shera closed debate, speaking in favor of its adoption.

## ROLL CALL

The Clerk called the roll on adoption of the amendment by Representatives Shera and Pardini as amended by Representative Julin, to Engrossed Substitute Senate Bill No. 438, and the amendment was not adopted by the following vote: Yeas, 38; nays, 60; not voting, 1.

Voting yea: Representatives Amen, Benitz, Berentson, Blair, Bluechel, Brown, Conway, Costanti, Curtis, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hatfield, Hubbard, Jones, Juelling, Julin, Kopet, Kraabel, Kuehnle, Mentor, Morrison, Newhouse, North, Pardini, Polk, Rabel, Richardson, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Mr. Speaker.

Voting nay: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Bledsoe, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Cunningham, Douthwaite, Eikenberry, Farr, Gallagher, Grant, Hansey, Haussler, Hoggins, Hurley, Jastad, Johnson, Kilbury, King, Kirk, Kiskaddon, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, O'Brien, Paris, Perry, Randall, Rosellini, Savage, Sawyer, Shinpoch, Thompson, Van Dyk, Williams, Wojahn, Wolf, Zimmerman.

Not voting: Representative Copeland.

Mr. Shera moved adoption of the following amendment by Representatives Shera and Pardini:

On page 24, between lines 21 and 22 insert a new section as follows:

"NEW SECTION. Sec. 16. Notwithstanding any other provisions in this 1972 amendatory act, sections 3, 5, 8, 9, 10, 11, 12 and 13 shall not become operative relative to employees of state agencies until such time as the employer share required by section 14, subsection 2, of this amendatory act, is contributed by state agencies."

Renumber the remaining sections accordingly.

Representatives Shera and Kraabel spoke in favor of the amendment, and Representatives Luders and Wolf spoke against it.

Mr. Rosellini demanded an electric roll call and the demand was sustained.

Mr. Curtis spoke in favor of the amendment, and Mr. Bagnariol spoke against it.

Mr. Shera closed debate, speaking in favor of the amendment.

## ROLL CALL

The Clerk called the roll on adoption of the amendment by Representatives Shera and Pardini adding a new section to Engrossed Substitute Senate Bill No. 438, and the amendment was not adopted by the following vote: Yeas, 37; nays, 61; not voting, 1.

Voting yea: Representatives Amen, Benitz,

Berentson, Blair, Bluechel, Brown, Curtis, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hatfield, Jones, Jueling, Julin, Kopet, Kraabel, Kuehnle, Morrison, Newhouse, North, Pardini, Polk, Rabel, Randall, Richardson, Ross, Schumaker, Shera, Shinpoeh, Smith, Smythe, Spanton, Wanamaker, Zimmerman, Mr. Speaker.

Voting nay: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Bledsoe, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Costanti, Cunningham, Douthwaite, Eikenberry, Farr, Gallagher, Grant, Hansey, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Kilbury, King, Kirk, Kiskaddon, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, O'Brien, Paris, Perry, Rosellini, Savage, Sawyer, Thompson, Van Dyk, Williams, Wojahn, Wolf.

Not voting: Representative Copeland.

#### MOTION FOR RECONSIDERATION

Mr. Marzano, having voted on the prevailing side, moved that the House do now reconsider the vote by which the amendment by Mr. Pardini to strike section 3 of Engrossed Substitute Senate Bill No. 438 was adopted.

Mr. Rosellini demanded an electric roll call and the demand was sustained.

#### POINT OF ORDER

Mr. Pardini: "Mr. Speaker, has there been intervening business since the adoption of that amendment?"

#### RULING BY THE SPEAKER

The Speaker: "There has been intervening business, but the rules provide that until some action of consequence is taken in connection with the vote, that a motion to reconsider is in order. Reed's Rules specify that action in consequence of the adoption of the amendment is final passage of the bill, which includes the amendment. Mr. Marzano's motion to reconsider therefore is in order."

Mr. King spoke in favor of the motion by Mr. Marzano, and Mr. Pardini spoke against it.

Mr. Bagnariol spoke in favor of the motion.

#### POINT OF ORDER

Mr. Pardini: "The motion is to reconsider. Is there allowed only one speaker on either side?"

The Speaker: "No, that is only on a motion to suspend the rules."

Mr. Bagnariol concluded his remarks in favor of the motion to reconsider. Mr. Wolf spoke in favor of the motion by Mr. Marzano, and Mr. Shera spoke against it.

## ROLL CALL

The Clerk called the roll on the motion by Representative Marzano to reconsider the vote by which the amendment by Representative Pardini to strike section 3 was adopted on Engrossed Substitute Senate Bill No. 438, and the motion was carried by the following vote: Yeas, 55; nays, 42; not voting, 2.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Bottiger, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Costanti, Douthwaite, Farr, Gallagher, Grant, Hansey, Haussler, Hoggins, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, O'Brien, Perry, Randall, Rosellini, Savage, Sawyer, Shipoch, Thompson, Van Dyk, Williams, Wojahn, Wolf.

Voting nay: Representatives Amen, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Cunningham, Curtis, Eikenberry, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hatfield, Hubbard, Jones, Juelling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehne, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Richardson, Ross, Schumaker, Spera, Smith, Smythe, Spanton, Wanamaker, Zimmerman, Mr. Speaker.

Not voting: Representatives Bozarth, Copeland.

## RECONSIDERATION

The Speaker stated the question before the House to be reconsideration of the following amendment by Mr. Pardini to Engrossed Substitute Senate Bill No. 438:

On page 8, beginning on line 31, strike section 3 and renumber the remaining sections consecutively.

Mr. King demanded an electric roll call and the demand was sustained.

Representatives Pardini and Rabel spoke in favor of the amendment, and Representatives King and Merrill spoke against it.

Mr. Beck demanded the previous question and the demand was sustained.

Mr. Pardini closed debate, speaking in favor of the amendment to strike section 3.

## ROLL CALL

The Clerk called the roll on the reconsideration of the amendment by Mr. Pardini to strike section 3 of Engrossed Substitute Senate Bill No. 438 and the amendment was not adopted by the following vote: Yeas, 47; nays, 51; not voting, 1.

Voting yea: Representatives Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Charette, Costanti, Cunningham, Curtis, Eikenberry, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hatfield,

Hubbard, Jones, Jueling, Julin, Kiskaddon, Kopet, Kraabel, Kuehnle, May, Mentor, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Randall, Richardson, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Zimmerman, Mr. Speaker.

Voting nay: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charnley, Chatalas, Conner, Conway, Douthwaite, Farr, Gallagher, Grant, Hansey, Haussler, Hoggins, Hurley, Jastad, Johnson, Kilbury, King, Kirk, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, McCormick, McDermott, Merrill, Moon, O'Brien, Perry, Rosellini, Savage, Sawyer, Shinpoch, Thompson, Van Dyk, Williams, Wojahn, Wolf.

Not voting: Representative Copeland.

Mr. Grant moved that the rules be suspended, the second reading considered the third, and Engrossed Substitute Senate Bill No. 438 as amended by the House be placed on final passage.

Mr. Morrison demanded an electric roll call and the demand was sustained.

Mr. Wolf spoke in favor of the motion, and Mr. Shera spoke against it.

#### ROLL CALL

The Clerk called the roll on the motion by Mr. Grant to suspend the rules and advance Engrossed Substitute Senate Bill No. 438 to third reading and final passage and the motion was carried by the following vote: Yeas, 68; nays, 30; not voting, 1.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Berentson, Bledsoe, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Costanti, Cunningham, Douthwaite, Farr, Gallagher, Goldsworthy, Grant, Hansey, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Kilbury, King, Kirk, Kiskaddon, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, North, O'Brien, Paris, Perry, Rosellini, Ross, Savage, Sawyer, Shinpoch, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman.

Voting nay: Representatives Amen, Benitz, Blair, Bluechel, Brown, Curtis, Eikenberry, Flanagan, Garrett, Gilleland, Gladder, Hatfield, Jones, Jueling, Julin, Kopet, Kraabel, Kuehnle, Morrison, Newhouse, Pardini, Polk, Rabel, Randall, Richardson, Schumaker, Shera, Smith, Spanton, Mr. Speaker.

Not voting: Representative Copeland.

Representatives Wolf, O'Brien, Kilbury and Bagnariol spoke in favor of passage of the bill, and Representatives Pardini, Shera, Kraabel, Hatfield and Smythe spoke against it.

Mr. Ceccarelli demanded the previous question and the demand was sustained.

#### PERSONAL PRIVILEGE

Mr. Newhouse: "I would just like to say for the record that we used to find people with courage in committee and in Rules Committee. I think that Senate Bill No. 438 is a rape of the taxpayer, and that the bill will go down in history as the first example of the bastard child of the open meetings system."

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 438 as amended by the House, and the bill passed the House by the following vote: Yeas, 67; nays, 31; not voting, 1.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Berentson, Bledsoe, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Costanti, Cunningham, Douthwaite, Farr, Gallagher, Grant, Hansey, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Kilbury, King, Kirk, Kiskaddon, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, North, O'Brien, Paris, Perry, Randall, Rosellini, Ross, Savage, Sawyer, Shinpoch, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman.

Voting nay: Representatives Amen, Benitz, Blair, Bluechel, Brown, Curtis, Eikenberry, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hatfield, Jones, Juelling, Julin, Kopet, Kraabel, Kuehnle, Morrison, Newhouse, Pardini, Polk, Rabel, Richardson, Schumaker, Shera, Smith, Smythe, Spanton, Mr. Speaker.

Not voting: Representative Copeland

Engrossed Substitute Senate Bill No. 438 as amended by the House, 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.

The Speaker declared the House to be at ease.  
The Speaker called the House to order.

#### RECONSIDERATION

ENGROSSED SUBSTITUTE HOUSE JOINT RESOLUTION NO. 82, by Committee on Revenue and Taxation (Originally sponsored by Representatives Bledsoe, King, Kiskaddon, Brouillet, Mentor, McDermott, Blair, Savage, Hoggins, Conner, Ross, Douthwaite, Rabel, Williams, Brown, Kraabel, Jones, Charnley and Litchman):

Authorizing the imposition of a tax on income.

The Speaker stated the question before the House to be reconsideration of final passage of Engrossed Substitute House Joint Resolution No. 82.

#### PARLIAMENTARY INQUIRY

Mr. Moon: "Are we on final passage now of Engrossed Substitute House Joint Resolution No. 82?"

The Speaker: "Yes, the motion was to reconsider Engrossed Substitute House Joint Resolution No. 82. That motion carried. The bill appears before us in the same form as before the motion. Then there was a motion to defer further action on it until following Engrossed Substitute Senate Bill No. 438."

#### PERSONAL PRIVILEGE

Mr. Moon: "Yesterday I made a statement that this bill was a boondoggle to business, and I was challenged on this statement. I would like to read into the record some facts that will substantiate this.

"HJR 82 specifies that the B & O tax will be a tax credit against the income tax. HJR 82 also constitutionally eliminates the inventory tax and reduces the B & O tax from 44/100ths to 25/100ths percent. These are both tax reductions for business. Remember the inventory tax proceeds go to schools and other local taxing districts. When you eliminate the property tax you lower the amount of tax that schools and other local property taxing districts receive. You hurt schools and local taxing districts and help most big corporations such as the Boeing Company and the Safeway Stores.

"Let's take a look at the latest complete available figures from the Department of Revenue, which are for 1968. Boeing, in 1968, paid \$13 million on the inventory tax. Their B & O tax was \$11.9 million. Other property taxes were \$13.2 million--a total tax of \$38.1 million.

"You cut the B & O tax from 44/100ths to 25/100ths of one percent, and you reduce this tax to \$7.4 million. The inventory tax would be entirely wiped out. Other property taxes would be reduced in special levies. A fair estimate would be 25 percent. But being overly fair, if you took 20 percent, it would give a reduction of \$2.6 million for a net of \$10.6 million.

"Income was high in 1968 for the Boeing Company, with approximately \$60 million attributable to the state of Washington. Income tax under HJR 82 would have been \$7.2 million. However, with a credit back of \$6.7 million of the B & O tax, it would leave an income tax of \$500,000. The savings from the inventory tax and the reduction in property tax would leave a net gain of over \$20 million in total tax savings for the Boeing Company in 1968 had HJR 82 been in effect.

"Yes, it is a boondoggle for big business.

"Another thing that upsets me is when I saw the Boeing lobby operate during the last legislative session with their computer tax exemption bill; with their lobbying ability, they were able to pass it through both the House and the Senate. My concern is that the legislature may

never again have a true opportunity to change either the inventory tax or the B & O tax in the Constitution if HJR 82 passes. Remember, all constitutional changes must originate in the legislature, and a third of the members, plus one, of either the House or Senate can prevent a change. This means only 17 members of the Senate would have to be persuaded to vote 'no.' How much would be spent to lobby Senators to vote 'no'?

"Another thing I might mention is that if the tax savings to the Boeing Company would be \$20 million a year, this would be added to their profit which would be subject to at least a 48 percent federal corporate income tax and we would end up with a revenue sharing in reverse.

"Now, just to show you that the people in this state are confused, I think, as to what a constitutional amendment is, and what a statute is, I want to show you the headlines in the Tacoma News Tribune today. It says, 'WIDE MARGIN ELATES BACKERS. HOUSE O.K.'S STATE INCOME TAX 60 TO 36.' Here we have a leading newspaper in this state with headlines to indicate that we passed a statute instead of a constitutional amendment. I certainly would urge you people to be responsible and look after the voters. Look after the individual taxpayers of this state, instead of the corporate business complex of this state, and give the individual voters a break in their taxes rather than business and the corporations."

Mr. Bledsoe spoke in favor of final passage of Engrossed Substitute House Joint Resolution No. 82.

Mr. Beck demanded the previous question and the demand was sustained.

#### ROLL CALL

The Clerk called the roll on the reconsideration of final passage of Engrossed Substitute House Joint Resolution No. 82 and the resolution was passed by the following vote: Yeas, 74; nays, 24; not voting, 1.

Voting yea: Representatives Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Hoggins, Hubbard, Johnson, Jones, Julin, King, Kirk, Kiskaddon, Kraabel, Kuehne, Litchman, Luders, Marsh, Martinis, Maxie, McCormick, McDermott, Mentor, Merrill, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Rabel, Richardson, Rosellini, Ross, Savage, Schumaker, Shera, Shipoch, Smith, Smythe, Wanamaker, Williams, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Adams, Benitz, Gallagher, Garrett, Grant, Hatfield, Haussler, Hurley, Jastad, Juelling, Kilbury, Knowles, Kopet, Lysen, Marzano, May, Moon, Pardini, Randall, Sawyer, Spanton, Thompson, Van Dyk, Wojahn.

Not voting: Representative Copeland.

Engrossed Substitute House Joint Resolution No. 82, 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.

MOTIONS

On motion of Mr. Bledsoe, Engrossed Substitute House Joint Resolution No. 82 was ordered transmitted immediately to the Senate.

On motion of Mr. Morrison, the House adjourned until 9:00 a.m., Saturday, February 12, 1972.

THOMAS A. SWAYZE, Jr., Speaker.  
MALCOLM McBEATH, Chief Clerk.

## THIRTY-FOURTH DAY

## MORNING SESSION

House Chamber, Olympia, Wash., Saturday, February 12, 1972.

The House was called to order at 9:00 a.m. by the Speaker. The Clerk called the roll and all members were present except Representatives Mentor and Spanton who were excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by Representative William N. Paris.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

## SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:  
 SUBSTITUTE HOUSE BILL NO. 8,  
 HOUSE BILL NO. 160,  
 HOUSE BILL NO. 234.

## SECOND READING

REENGROSSED SENATE BILL NO. 92, by Senators Greive, Gardner, Cooney, Keefe, Peterson (Ted), Elicker, Holman, Murray, Washington, Fleming and Talley (by Legislative Council and Executive request):

Providing for a regional economic development authority.

Committee on State Government recommendation: Majority, do pass as amended. (For amendments see Journal for thirty-first day, February 9, 1972.)

The bill was read the second time.

Mr. Bluechel moved that the committee amendments be not adopted.

The motion was carried, and the committee amendments were not adopted.

Mr. Perry moved adoption of the following amendment by Representatives Perry, Bluechel, McDermott and Pardini: Strike all material after the enacting clause and insert the following:

"NEW SECTION. Section 1. It is declared to be the public policy of the state of Washington to direct financial resources of this state toward the fostering of

economic development through the stimulation of investment and job opportunity in order that the general welfare of the inhabitants of the state is served. The legislature further finds that reducing unemployment as soon as possible is of major concern to the economic welfare of the state.

It is further declared that such economic development should be fostered through provision of investment tax deferrals, construction of public facilities, the insurance of industrial mortgages, and technical assistance; that expenditures made for these purposes as authorized in this chapter are declared to be in the public interest, and to constitute a proper use of public funds.

NEW SECTION. Sec. 2. As used in this chapter the following definitions shall apply:

(1) "Department" shall mean the state department of commerce and economic development.

(2) "Director" shall mean the director of the department of commerce and economic development.

(3) "Council" shall mean the economic assistance program council created by section 3 of this act.

NEW SECTION. Sec. 3. There is hereby created the economic assistance program council, to consist of seven citizen members appointed by the director, of which two shall represent cities, and two shall represent counties. The council members shall serve in accordance with the provisions of RCW 43.31.110.

The director shall consult with the council on matters of policy in the implementation of this chapter and with regard to the approval of loans and grants for public facilities and mortgage guarantees.

NEW SECTION. Sec. 4. In all instances in which the department shall consider providing public facilities construction grants or loans, investment tax deferrals, and industrial mortgage payment insurance as authorized in this act, the department shall give its approval only when the project for which the economic assistance is sought will be consistent with the plans, programs, and policies of state agencies and/or local governmental units within whose jurisdiction the project is located.

NEW SECTION. Sec. 5. The department is authorized to make direct grants and/or loans to political subdivisions of the state and Indian tribes recognized as such by the federal government, for the purpose of assisting such organizations in financing the cost of public facilities, including the cost of acquisition and development of land and improvements for public facilities, as well as the acquisition, construction, rehabilitation, alteration, expansion, or improvement of such facilities.

NEW SECTION. Sec. 6. Public facilities grants or loans shall be used to fund those projects which will improve the opportunities for the successful maintenance, establishment, or expansion of industrial or commercial plants or will otherwise assist in the creation or retention of long-term economic opportunities: PROVIDED, That the department shall initially consider projects which (1) are scheduled to go to bid within three months of approval of the project by the department, and (2) are scheduled to reach fifty percent of peak employment within

six months from the date of letting the bid.

NEW SECTION. Sec. 7. (1) Not less than two-thirds of the amount to be available to the public facilities construction loan and grant revolving account within any biennium shall be made available by the department for public facilities grants and loans to those areas which have been designated by the secretary of the United States department of commerce as redevelopment areas and to those counties in which the rate of increase in population is less than fifteen percent between the two prior decennial federal census figures available for the counties of this state. Such designated areas for the purposes of this act shall be known as economic assistance program areas. Thereafter, the department may from time to time redefine the initially designated economic assistance program areas. The department shall base its determination of redefined economic assistance program areas on one or more of the following criteria:

(a) The rate of unemployment in the area, as determined by appropriate annual statistics for the most recent available calendar year, is six percent or more and has been at least (i) fifty percent above the national average for three of the preceding four calendar years, or (ii) seventy-five percent above the national average for two of the preceding three calendar years, or (iii) one hundred percent above the national average for one of the preceding two calendar years, and has averaged at least six percent for those qualifying time periods; or

(b) The rate of increase in population is less than fifteen percent between the two prior decennial federal census figures available for the counties of this state; or

(c) The area is a federal Indian reservation manifesting economic distress as based on unemployment, low income levels, and other evidence of economic underdevelopment.

(2) No more than one-third of the amount estimated to be available to the public facilities construction loan and grant revolving account within any biennium may be made available by the department to areas not designated economic assistance program areas for public facilities grants and loans when the project for which such funds are sought satisfy one or more of the following criteria:

(a) Provides for greater balance in the distribution of economic opportunity within that region; or

(b) Provides for greater equity in the distribution of economic opportunities for state residents relative to such factors as racial, ethnic, or social group, and educational or skill levels; or

(c) Provides for continued economic diversification leading to greater seasonal or cyclical stability.

NEW SECTION. Sec. 8. In addition to economic assistance program areas, the department may declare any county, city, or community as a special impact area wherein the department determines that the loss, removal, curtailment, or closing of a major source or sources of employment, including the loss, removal, curtailment, or closing of a major state institution, has caused or will cause an unusual and severe rise in unemployment. Such designation as a special impact area shall be for a period of two years from such time of designation. Special impact

areas shall be eligible as an economic assistance program area for public facilities grants and loans as provided in section 7 of this act. The department further, shall with agencies of the federal government, appropriate agencies of state government and local city, county, and community officials develop projects and programs which will assist in alleviating such unemployment.

NEW SECTION. Sec. 9. Public facilities grants or loans by the department shall be subject to the following conditions:

(1) The moneys in the public facilities construction loan and grant revolving account are to be used solely to fulfill commitments arising from loans and grants authorized in section 5 of this 1972 act. The total outstanding amount which the department may disburse at any time pursuant to this section shall not exceed the moneys available for grants and loans from said account;

(2) Financial assistance through such grants or loans may be used directly or indirectly for any facility for public purposes, including, but not limited to, sewer or other waste disposal facilities, arterials, bridges, access roads, port facilities or water distribution and purification facilities;

(3) On contracts made for public facilities loans the department shall determine the interest rate which advances shall bear, such interest rate not to exceed ten percent per annum, and the department shall provide such reasonable terms and conditions for repayment of advances as it may determine; said loans not to exceed twenty years in duration.

NEW SECTION. Sec. 10. Repayments of advances made pursuant to such contracts for public facilities construction loans shall be paid into the public facilities construction loan and grant revolving account.

NEW SECTION. Sec. 11. As used in sections 12 through 16 of this 1972 act:

(1) "Eligible investment project" shall mean construction of new buildings or major improvements to existing buildings and the machinery installed in such buildings in the course of such construction or major improvements, when said buildings and machinery are used or are to be used for activities defined in RCW 82.04.120 (the definition of the term "to manufacture"): PROVIDED, That an investment project undertaken by a business as defined in RCW 82.16.010(5) (an electrical utility) shall not be eligible: PROVIDED FURTHER, That one or more the following criteria must be met:

(a) The investment project is or will be located in a economic assistance program area or special impact area;

(b) A minimum of twenty percent of the employees at the plant complex for which the deferral is requested shall be of a minority race;

(c) The plant complex shall be within an industry classification which is not currently a major employing industry in the county in which the plant complex is located. The industry classification of the plant complex shall be determined by the standard industrial classification as assigned by the department of employment security. The major employing industries in a county shall be the two manufacturing sectors, as defined by the

two-digit standard industrial classification, which employed the greatest number of persons on an annual average basis in the most recent calendar year for which such information is available from the department of employment security.

(2) "Buildings" shall mean and include only those structures used or to be used to house or shelter manufacturing activities. The term shall include plant offices and warehouses or other facilities for the storage of raw material or finished goods when such facilities are an essential or an integral part of a factory, mill, or manufacturing plant and such factory, mill, or manufacturing plant is used or to be used in the business of manufacture for sale or commercial or industrial use of an article, substance, or commodity. Where a building is used partly for manufacturing and partly for other purposes the applicable tax deferral shall be determined by apportionment of the costs of construction under such rules as the department of revenue shall provide;

(3) "Machinery" shall mean all industrial fixtures, equipment, and support facilities that are an integral and necessary part of a manufacturing operation;

(4) "Major improvement" shall mean the expansion, modernization, or renovation of existing buildings wherein the costs are in excess of twenty-five percent of the true and fair value of the plant complex prior to the improvement;

(5) "Plant complex" shall mean land, machinery, and buildings adapted to industrial use as a single functional or operational unit for the assembling, processing, or manufacturing of finished or partially finished products from raw materials or fabricated parts.

NEW SECTION. Sec. 12. The department shall certify the eligibility of investment projects, and the department of revenue shall grant investment tax deferrals for eligible investment projects in an amount not to exceed the state and local sales tax payable under chapters 82.08 and 82.14 RCW or the use tax payable under chapters 82.12 and 82.14 RCW on machinery, materials, labor, and services directly utilized in a certified eligible investment project undertaken by a firm engaged in or to be engaged in manufacturing.

NEW SECTION. Sec. 13. Application for certification of an investment project shall be made to the department in such a form and manner as the department may prescribe, but in no case shall an application be accepted after initiation of the construction of the investment project. The application shall contain information regarding the location of the investment project, the firm's average employment in the state for the prior year, estimated or actual new employment related to the project, estimated or actual costs, time schedules for completion and operation, and such other information as the department may require. The department shall rule on the application within sixty days and the department of revenue shall issue an investment tax deferral certificate when the department certifies that the criteria for an eligible investment project have been satisfied.

NEW SECTION. Sec. 14. The department of revenue shall conduct an audit of the project upon its completion

in order to determine the total amount of tax deferral. Any tax found due on nonqualifying construction or purchases shall be immediately assessed and payable. The manufacturing firm will begin paying the deferred taxes three years after the date certified by the department as the date on which the construction project has been operationally completed. The first payment will be due on December 31st of the third calendar year after such certified date, with subsequent annual payments due on December 31st of the following four years with amounts of payment scheduled as follows:

<u>Repayment Year</u>	<u>Percent of Deferred Tax Repaid</u>
1	10%
2	15%
3	20%
4	25%
5	30%

NEW SECTION. Sec. 15. The department of revenue may authorize an accelerated repayment schedule upon request of the manufacturing firm. No interest by the state of Washington will be charged on any taxes so deferred for the period of deferral, although all other penalties and interest available to the department of revenue may be assessed and imposed for delinquent payments as are otherwise provided by law. The debt for deferred taxes will not be extinguished by insolvency or other failure of the firm.

NEW SECTION. Sec. 16. The department of revenue may adopt such rules and regulations as it deems necessary for the administration of the investment tax deferral provisions of this chapter.

NEW SECTION. Sec. 17. Where a firm qualifies for a tax deferral under section 11, subsection 1(b) of this 1972 act, the firm shall submit a report to the department of revenue on December 31st of each of the first seven years of the tax deferral. Such report shall contain information upon which the department of revenue may determine whether the firm is meeting the requirements of that subsection. If, on the basis of the report or other information, the department of revenue finds that the firm is not meeting the requirements of that subsection, the amount of deferred taxes outstanding shall be immediately assessed and payable. If the firm fails to submit a report or submits an inadequate report, the department of revenue may declare the amount of deferred taxes outstanding to be immediately assessed and payable.

NEW SECTION. Sec. 18. The department may establish an independent study board consisting of governmental and nongovernmental experts to investigate the effects of governmental programming, procurement, scientific, technical, and other related policies of economic assistance programs. The board shall report its findings and recommendations to the director.

NEW SECTION. Sec. 19. For purposes of sections 20 through 29 of this 1972 act:

(1) "Industrial project" means any building or other real estate improvement and the land upon which it may be located, machinery and equipment including installation thereof, and all real properties deemed necessary for this use, including all property rights, easements, and

franchises relating thereto and deemed necessary or convenient for operation, by (a) an industry for the manufacturing, processing, or assembling of raw materials or manufactured products, (b) research and development facilities for discovery, perfection, and/or evaluation of new processes or products, or (c) the construction, acquisition, rehabilitation, or improvements of tourist industry facilities and other facilities used by tourists when such facilities fill an established need in the overall development for expansion of a municipality's, county's, or region's tourist industry and/or convention business;

(2) "Mortgagor" means the original borrower under a mortgage and his successors and assigns;

(3) "Mortgagee" means the original lender under a mortgage, and his successors and assigns authorized by federal or state law and approved by the authority, including but not limited to trust companies, banks, and any other classes of lending agencies and institutions;

(4) "Mortgage" means a mortgage or deed of trust on an industrial project, and the term "first mortgage" means such classes of first liens as are commonly given to secure advances such as real estate contracts or real estate under the laws of the state of Washington, together with the credit instruments, if any, secured thereby;

(5) "Cost of project" means the cost of fair market value of construction, lands, property rights, easements, engineering, and any other necessary services.

NEW SECTION. Sec. 20. The department, upon application of a proposed mortgagee, may insure mortgage payments required by a first mortgage on any industrial project which at the date of application is located or is to be located within an economic assistance program area or special impact area or meets criteria established in subsection (2) of section 7 of this 1972 act, upon such terms and conditions as the department may prescribe: PROVIDED, That the aggregate amount of principal obligations of all mortgages so insured outstanding at any one time shall not exceed sixty million dollars.

NEW SECTION. Sec. 21. Mortgage payment insurance authorized under section 20 of this 1972 act may be approved where the department finds that the establishment of the project will meet the general objectives of this chapter and that the project to which the mortgage shall apply is financially sound and there is a reasonable assurance of repayment.

NEW SECTION. Sec. 22. To be eligible for industrial mortgage payment insurance contract under the provisions of this chapter, a mortgage:

(1) Shall be one which is to be made by a mortgagee approved by the department as responsible and able to service the mortgage properly: PROVIDED, That proprietary information required of an applicant to establish eligibility shall be considered privileged and confidential in nature;

(2) Shall not exceed three million dollars for any one previously delineated project, such amount not to exceed ninety percent of the reasonable cost of the project related to real property, and including initial service charges and appraisal, and inspection and other fees

approved by the department; and shall not exceed fifty percent of the cost of the project related to machinery and equipment;

(3) Shall have a maturity satisfactory to the department but not later than twenty-five years from the date of issuance of the insurance agreement, except in the case of machinery and equipment for which the maturity is to be no more than ten years from the date of the department's insurance policy, but not beyond the normal life of the machinery and equipment;

(4) Shall contain complete amortization provisions, requiring periodic mortgage payments by the mortgagor which may include principal and interest payments, cost of local property taxes and assessments for payments in lieu thereof, land lease rentals (if any), hazard insurance on the property, such mortgage insurance premiums as are required under section 23 of this 1972 act, and such depreciation payments as may be necessary to maintain the integrity of the project until principal has been completely paid off, all as the department from time to time may prescribe or approve;

(5) Shall contain such terms and provisions with respect to property insurance, repairs, alterations, payment of taxes and assessments, default reserves, delinquency charges, default remedies, anticipation of maturity, additional and secondary liens, and other matters as the department may deem necessary;

(6) Shall have a maturity agreement that expires not later than six months after the initial term of the lease of the property on which the mortgage is granted: PROVIDED, That this shall in no way preclude the prepayment of any mortgage so insured: AND FURTHER PROVIDED, That such period is to permit the removal or dispensation of leasehold improvements.

NEW SECTION. Sec. 23. The department shall fix mortgage insurance premiums for each industrial project for the insurance of the first mortgage payments under the provisions of this chapter: PROVIDED, That such premiums are to be computed as a percentage of the principal obligation of the mortgage outstanding at the beginning of each mortgage year. Such premiums shall be payable by the mortgagors or the mortgagees in such manner as shall be agreed to by the department. The amount of such premiums shall be on the merits of an individual delineated project. The amount of such premiums need not be uniform among the various loans insured. If such premiums are not paid when due, such nonpayment shall constitute a default and mortgage insurance benefit shall terminate.

NEW SECTION. Sec. 24. Upon default in payment of any mortgage installment by the mortgagor of more than sixty days or as otherwise provided in the mortgage insurance agreement, the department, after receiving notification, shall pay to or on behalf of the mortgagee or his order all installment sums required by the mortgage, exclusive of any acceleration provision, as and when such sums fall due, and not the agreement total amount of guaranteed mortgage for the entire policy period which might otherwise be construed to be due by reason of default. When a mortgagor does not meet mortgage payments insured by the department by reason of vacancy of its

industrial project, the department for the purpose of safeguarding the mortgage insurance fund may grant the mortgagee permission to lease or rent the property to a tenant for a use other than that specified in section 20 of this 1972 act. Such lease or rental may be temporary in nature, and shall be subject to such conditions as the department may prescribe. The mortgagee shall take responsible steps to correct any default. In the case of a default which will likely continue for more than ninety days, the mortgagee shall, in consultation with the department, proceed to effect an orderly disposition of the property.

NEW SECTION. Sec. 25. Any loan secured by a first mortgage insured by the department, any loan to a proposed mortgagor for the purpose of building or improving any industrial project owned by such proposed mortgagor, or any proposed mortgagee given advance commitment by the department to insure mortgage payments required by a first mortgage upon a completed industrial project, shall be a legal investment for any trust company, bank, investment company, savings bank, savings and loan association, executor, administrator, guardian, conservator, trustee or other fiduciary, and pension, profit-sharing, or retirement fund: PROVIDED, That such loans shall be in conformity with any laws, rules, or regulations governing banks, trust companies, mutual savings banks, or savings and loan associations, by any regulatory agency of the state of Washington or the federal government. When the real estate is mortgaged to secure real or personal property, security for such loans shall be unencumbered except for leases and easements.

A policy of title insurance shall be lodged with the mortgagee until the mortgage is paid. Loans to a proposed mortgagor for the purpose of building or improving industrial projects shall provide for advance at the discretion of the lender as the work progresses: PROVIDED, That they shall not exceed the amount of the advance commitment to insure, shall have construction maturities of not more than twenty-four months, and shall be secured by a first mortgage.

NEW SECTION. Sec. 26. The industrial mortgage payment insurance revolving account of the economic development fund shall be used by the department for carrying out the industrial mortgage payment insurance provisions of this chapter. To this account shall be charged any and all expenses of the department necessary to carry out the industrial mortgage payment insurance provisions of this chapter, including mortgage insurance payments required by loan defaults. To the account shall be credited all receipts of the account, including mortgage insurance premiums which the department may receive under the industrial mortgage payment insurance provisions of this chapter. The mortgagor will be required to repay the state for all expenses incurred prior to loan closing and the finalizing of an insurance policy. These moneys shall be deposited in the industrial mortgage payment insurance account. The account shall be nonlapsing.

NEW SECTION. Sec. 27. The department may expend out of the industrial mortgage payment insurance revolving account such moneys as may be necessary for any expenses of

the department required to carry out the industrial mortgage payment insurance provisions of this chapter, including administrative, legal, actuarial, and other services. All such expenses incurred by the department shall be paid by the department and shall be charged to the account or to the appropriate industrial project or projects.

NEW SECTION. Sec. 28. A fidelity bond in an amount determined by the department shall be required for each staff member or consultant handling any insurance transaction. Bond premiums for staff members will be paid from the industrial mortgage payment insurance revolving account.

NEW SECTION. Sec. 29. If in the opinion of the department the addition of moneys to the industrial mortgage payment insurance revolving account shall be required, the department in writing shall request the state finance committee to provide sufficient moneys to maintain the account at a level deemed adequate by the department. The state finance committee is authorized to issue anticipatory or arbitrage notes or bonds, or limited obligation bonds to satisfy the request of the authority for funds: PROVIDED, That the total outstanding shall not exceed sixty million dollars.

NEW SECTION. Sec. 30. Sections 19 through 29 of this act shall not be effective until the voters have approved a constitutional amendment authorizing the state to lend its credit for purposes as contemplated in this act.

NEW SECTION. Sec. 31. The following accounts are hereby created and authorized within the general fund of the state treasury: (1) The industrial mortgage payment insurance revolving account; (2) the public facilities construction loan and grant revolving account; and (3) whatever additional accounts may be required from time to time for carrying out the purposes of this act. These accounts shall be exclusive to the department and where designated are nonlapsing and revolving.

Moneys in these accounts not needed currently to meet the expenses and obligations of the department shall be invested in such manner as is provided by law for such temporarily available funds, and any interest earned shall be deposited in the respective accounts and shall be used for the purposes specified in this act. The state treasurer shall render reports to the department advising the department of the status of any funds invested, the market value of the assets as of the date such statement is rendered, and the income received from the investments during the period covered by the report.

NEW SECTION. Sec. 32. If any provision of this 1972 act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 33. This 1972 act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately.

NEW SECTION. Sec. 34. This act may be cited as the

"Economic Assistance Program Act of 1972".

NEW SECTION. Sec. 35. Sections 1 through 30 and section 34 of this act shall be added to chapter 43.31 RCW."

Mr. Perry spoke in favor of the amendment.

MOTION

Mr. Kuehnle moved that the House defer further consideration of Reengrossed Senate Bill No. 92 and the bill be placed on the calendar following Engrossed Substitute Senate Bill No. 29.

Representative Kuehnle spoke in favor of the motion, and Representatives Bluechel and Perry spoke against it.

Mr. Kuehnle spoke again in favor of the motion.

MOTION

Mr. Bledsoe moved that the House defer further consideration of Reengrossed Senate Bill No. 92 and the bill be made a special order of business for 11:00 a.m.

The Speaker stated that a motion to postpone to a time certain takes precedence over a motion to change the order of bills.

The motion by Mr. Bledsoe was carried.

The Speaker called on Mr. Newhouse to preside.

ENGROSSED SENATE JOINT RESOLUTION NO. 109, by Senators Greive, Gardner, Elicker, Keefe, Peterson (Ted), Murray, Cooney, Washington and Talley (by Legislative Council and Executive request):

Amending the Constitution to allow the state to lend its credit to encourage industrial expansion.

MOTION

On motion of Mr. Bledsoe, the House deferred consideration of Engrossed Senate Joint Resolution No. 109 and the resolution was placed on the second reading calendar immediately following Reengrossed Senate Bill No. 92.

SUBSTITUTE SENATE BILL NO. 412, by Committee on Natural Resources, Fisheries and Game (Originally sponsored by Senator Bailey):

Providing for the disposition of state lands.

Committee on Local Government recommendation: Majority, do pass as amended. (For amendments, see Journal for thirty-first day, February 9, 1972.)

The bill was read the second time.

On motion of Mr. Smythe, the committee amendments were adopted.

Mr. Wolf moved that the rules be suspended, the second reading considered the third, and Substitute Senate Bill No. 412 as amended by the House be placed on final passage.

The motion was carried on a rising vote.

Mr. Charette spoke in favor of the passage of the bill.

The Speaker resumed the Chair.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 412 as amended by the House, and the bill passed the House by the following vote: Yeas, 87; nays, 6; not voting, 6.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Brouillet, Ceccarelli, Charette, Chatalas, Conner, Conway, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Smith, Smythe, Thompson, Van Dyk, Wanamaker, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Bradley, Charnley, Douthwaite, Johnson, Shinpoch, Williams.

Not voting: Representatives Brown, Copeland, Garrett, Litchman, Mentor, Spanton.

Substitute Senate Bill No. 412 as amended by the House, 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.

ENGROSSED SENATE BILL NO. 163, by Senators Metcalf, Ridder and Huntley:

Providing for single school district to serve entire area of certain United States military reservations.

Committee on Education and Libraries recommendation: Majority, do pass as amended. (For amendment, see Journal for thirtieth day, February 8, 1972.)

The bill was read the second time.

On motion of Mr. Hoggins, the committee amendment was adopted.

Mr. Wolf moved that the rules be suspended, the second reading considered the third, and Engrossed Senate Bill No. 163 as amended by the House be placed on final passage.

Mr. Bottiger spoke against the motion.

#### POINT OF INQUIRY

Mr. Hoggins yielded to question by Mr. Shera.

Mr. Shera: "Mr. Hoggins, what was the final vote on House Bill No. 106 when it went through here a couple of weeks ago?"

Mr. Hoggins: "The vote was 76 yeas."

Mr. Shera spoke in favor of the motion to advance the bill to final passage.

The motion by Mr. Wolf was carried on a rising vote.

Representatives Hoggins and Smythe spoke in favor of passage of the bill, and Representatives Bottiger and Gallagher spoke against it.

#### ROLL CALL

The Clerk called the roll on final passage of Engrossed Senate Bill No. 163 as amended by the House, and the bill passed the House by the following vote: Yeas, 68; nays, 27; not voting, 4.

Voting yea: Representatives Adams, Bagnariol, Barden, Beck, Benitz, Berentson, Blair, Bluechel, Bozarth, Brouillet, Brown, Ceccarelli, Charnley, Chatalas, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Gilleland, Gladder, Hansey, Hatfield, Hoggins, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kraabel, Kuehne, Litchman, Luders, Marsh, Martinis, Maxie, McCormick, McDermott, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Shera, Shipoch, Smith, Smythe, Thompson, Van Dyk, Williams, Wolf, Zimmerman.

Voting nay: Representatives Amen, Anderson, Backstrom, Bauer, Bledsoe, Bottiger, Bradley, Charette, Conner, Flanagan, Gallagher, Goldsworthy, Grant, Haussler, Hubbard, Hurley, Jastad, Kopet, Lysen, Marzano, May, Pardini, Savage, Schumaker, Wanamaker, Wojahn, Mr. Speaker.

Not voting: Representatives Garrett, Mentor, Sawyer, Spanton.

Engrossed Senate Bill No. 163, as amended by the House, 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 Mr. Bledsoe, the measures passed by the

House to this point in the proceedings were ordered transmitted immediately to the Senate.

ENGROSSED SENATE BILL NO. 27, by Senators Gissberg and Andersen:

Providing for changes in judges' salaries.

Committee on Judiciary recommendation: Majority, do pass with the following amendments:

On page 2, after section 3, beginning on line 7 insert a new section as follows:

"Sec. 4. Section 100, chapter 299, Laws of 1961 as last amended by section 1, chapter 52, Laws of 1969 and RCW 3.58.010 are each amended to read as follows:

The annual salary of each full time justice of the peace shall be ~~((twenty))~~ twenty-four thousand dollars: PROVIDED, That in cities having a population in excess of five hundred thousand, the city which pays the salary may increase such salary of its municipal judges to an amount not more than the salary paid the superior court judges in the county in which the court is located: PROVIDED FURTHER, That no full time justice of the peace shall ~~((receive any fees or emoluments for the solemnization of))~~ perform any civil marriage ((s during courthouse hours or during scheduled sessions of the court)) between 8:00 A.M. and 5:00 P.M. Monday through Friday."

Renumber the remaining sections consecutively.

On line 2 of the title after "judges," and before "superior" strike "and"

On line 2 of the title after "judges" and before the semicolon insert ", and district court judges"

On line 7 of the title after "2.08.090;" and before "making" insert "amending section 100, chapter 299, Laws of 1961 as last amended by section 1, chapter 52, Laws of 1969 and RCW 3.58.010;"

The bill was read the second time.

Mr. Julin moved adoption of the committee amendment adding a new section 4.

POINT OF ORDER

Mr. Charette: "I raise the question as to whether or not this amendment is within the scope and object of the bill. May I speak to that point?"

The Speaker: "You may."

Mr. Charette: "Mr. Speaker, the title of the bill relates only to courts of record. Judges of courts of record are state officials. The magistrates that this amendment would bring in are county officials. I know that it doesn't necessarily follow, but when this point of order was raised in the Senate, the ruling by the President was that it was not within the scope and object."

## RULING BY THE SPEAKER

The Speaker: "The Speaker has had an opportunity to examine the proposed committee amendment as well as the bill that came over from the Senate. Even though the proposed amendment does fit in a different section of the Revised Code of Washington and amends separate sections of that Code other than those dealing with the salaries of superior court judges, in my opinion the scope of this original bill as it came from the Senate dealt with judicial salaries. In line with my previous rulings, if the amendment perhaps dealt with salaries of some other category or dealt with duties of some other county officials or state officials or anything that might be within the gamut of the title, that is not necessarily controlling, nor is the section of the Code to be amended controlling. The matter is whether it deals with the same subject matter as the original bill. Since the original bill deals with proper salaries to be paid to our judges, I feel that the proposed committee amendment is within the scope and object of the bill."

Representatives Eikenberry, Barden and Litchman spoke in favor of the committee amendment, and Representatives Charette, Haussler and Julin spoke against it.

## PARLIAMENTARY INQUIRY

Mr. Randall: "When a Senate bill is here and is amended in committee, and if we adopt the amendment, doesn't that put the bill in contention between the House and Senate? And doesn't it automatically then survive the cut-off ruling?"

The Speaker: "In my opinion, it would survive the cut-off. The House Bill in the Senate, before the Senate has acted on concurrence or nonconcurrence in House amendments, in my opinion would still be alive after 6:00 p.m. today."

Mr. Shera spoke against adoption of the committee amendment, and Mr. Ross spoke in favor of it.

Mr. Beck demanded the previous question and the demand was sustained.

The committee amendment was adopted on a rising vote.

Mr. Cunningham moved adoption of the following amendment:

On page 2, after line 14 insert a new section as follows:

"NEW SECTION. Sec. 5. This act shall be subject to the provisions of the Economic Stabilization Act of 1970 (P.L. 91-379; 84 Stat.749; 12 USCA sec. 1901, et.seq.) and the Executive Order of the President dated August 17, 1971 (36 F.R. 15727)."

Renumber the remaining section consecutively.

Representatives Cunningham and Julin spoke in favor of the amendment.

The amendment was adopted.

On motion of Mr. Julin, the committee amendments to the title were adopted.

On motion of Mr. Julin, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 27 as amended by the House was placed on final passage.

Representatives Julin, Douthwaite and Smythe spoke in favor of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 27 as amended by the House, and the bill passed the House by the following vote: Yeas, 82; nays, 12; not voting, 5.

Voting yea: Representatives Adams, Anderson, Barden, Bauer, Benitz, Berentson, Blair, Bluechel, Bottiger, Bozarth, Bradley, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Grant, Hansey, Hatfield, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Marsh, Martinis, Maxie, May, McCormick, McDermott, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, SHERA, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Amen, Backstrom, Bagnariol, Beck, Brouillet, Gladder, Goldsworthy, Haussler, Marzano, Schumaker, Shipoch, Smith.

Not voting: Representatives Bledsoe, Luders, Lysen, Mentor, Spanton.

Engrossed Senate Bill No. 27 as amended by the House, having received the constitutional majority, was declared passed. Their being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 90, by Senators Andersen, Day and Sandison:

Increasing certain filing fees charged by the clerks of the superior courts and allocating increase to payment of judicial salaries.

The bill was read the second time.

Mr. Haussler moved adoption of the following amendment:

On page 3, after section 2, beginning on line 30 insert new sections as follows:

"Sec. 3. Section 110, chapter 299, Laws of 1961 as last amended by section 1, chapter 25, Laws of 1969 and RCW 3.62.060 are each amended to read as follows:

In any civil action commenced before or transferred to a justice court, the plaintiff shall, at the time of such commencement or transfer, pay to such court a filing fee of ~~((six))~~ seven dollars. Fees for the support of county law libraries provided for in RCW 27.24.070 shall be paid by the clerk out of the filing fee provided for in this section. No party shall be compelled to pay to the court any other fees or charges up to and including the rendition of judgment in the action.

Sec. 4. Section 111, chapter 299, Laws of 1961 and RCW 3.62.070 are each amended to read as follows:

Except in traffic cases wherein bail is forfeited to a violations bureau, and except in cases filed in municipal departments established pursuant to chapter 3.46, in every criminal action filed by a city for an ordinance violation the city shall be charged a ~~((four))~~ five dollar filing fee. In all other criminal actions, no filing fee shall be assessed or collected: PROVIDED, That in such cases, for the purposes of RCW 3.62.010, ~~((four))~~ five dollars of each fine or penalty shall be deemed filing costs."

Representatives Haussler and North spoke in favor of the amendment, and Representatives Charette and Eikenberry spoke against it.

#### POINT OF INQUIRY

Mrs. North yielded to question by Mr. Beck.

Mr. Beck: "I was very interested when you were talking about the superior court judges. Did I understand you to say there are 57 superior court judges?"

Mrs. North: "No, Representative Beck, these are justice court judges--not superior court."

Mr. Ross spoke against adoption of the amendment.

The amendment by Mr. Haussler was not adopted.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 90 was placed on final passage.

Mr. Julin spoke in favor of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 90 and the bill passed the House by the following vote: Yeas, 80; nays, 16; not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Barden, Bauer, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bradley, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield,

Hausssler, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kuehnle, Litchman, Luders, Marsh, Martinis, Maxie, May, McCormick, McDermott, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Shera, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wolf.

Voting nay: Representatives Backstrom, Bagnariol, Beck, Bozarth, Brouillet, Cunningham, Hoggins, Lysen, Marzano, Merrill, Schumaker, Shinpoch, Smith, Wojahn, Zimmerman, Mr. Speaker.

Not voting: Representatives Kraabel, Mentor, Spanton.

Engrossed Senate Bill No. 90, 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.

SUBSTITUTE SENATE BILL NO. 96, by Committee on Medicine, Dentistry, and Health Care, Air and Water Pollution (Originally sponsored by: Senators Day, Foley, Huntley and Talley):

Creating a board of trustees for the state school for the deaf.

The bill was read the second time.

On motion of Mr. Pardini, the rules were suspended, the second reading considered the third, and Substitute Senate Bill No. 96 was placed on final passage.

Representatives Smythe and Marsh spoke in favor of passage of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 96 and the bill passed the House by the following vote: Yeas, 91; nays, 1; not voting, 7.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Hausssler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kuehnle, Litchman, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representative Brown.

Not voting: Representatives Bozarth, Costanti, Julin, Kraabel, Luders, Mentor, Spanton.

Substitute Senate Bill No. 96, 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.

SENATE BILL NO. 423, by Senator Metcalf:

Authorizing nonprofit corporations and joint operating funds under the interlocal cooperation act.

Committee on Local Government recommendation: Majority, do pass with the following amendments:

On page 2, following section 1 insert a new section as follows:

"NEW SECTION. Sec. 2. This 1972 amendatory act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

On page 1, line 2 of the title, after "and" strike "RCW 29.34.030" and insert "RCW 39.34.030; and declaring an emergency"

The bill was read the second time.

On motion of Mr. Smythe, the committee amendments were adopted.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Senate Bill No. 423 as amended by the House was placed on final passage.

Representatives Hoggins and Smythe spoke in favor of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 423 as amended by the House, and the bill passed the House by the following vote: Yeas, 88; nays, 6; not voting, 5.

Voting yea: Representatives Adams, Amen, Anderson, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Costanti, Cunningham, Curtis, Douthwaite, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kuehnle, Litchman, Luders, Lysen, Marsh, Marzano, Maxie, May, McCormick, McDermott, Merrill, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Zimmerman Mr. Speaker.

Voting nay: Representatives Backstrom, Brouillet, Conway, Martinis, Moon, Wolf.

Not voting: Representatives Copeland, Eikenberry,

Kraabel, Mentor, Spanton.

Senate Bill No. 423 as amended by the House, 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.

ENGROSSED SUBSTITUTE SENATE BILL NO. 100, by Committee on Judiciary (Originally sponsored by: Senators Henry, Huntley, Twigg and Walgren):

Defining crimes pertaining to the theft of telephone services.

Committee on Judiciary recommendation: Majority, do pass as amended. (For amendments, see Journal for thirty-first day, February 9, 1972.)

The bill was read the second time.

On motion of Mr. Julin, the committee amendments were adopted.

On motion of Mr. Newhouse, the rules were suspended, the second reading considered the third, and Engrossed Substitute Senate Bill No. 100 as amended by the House was placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 100 as amended by the House, and the bill passed the House by the following vote: Yeas, 93; nays, 1; not voting, 5.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representative Ross.

Not voting: Representatives Berentson, Kraabel, Mentor, Richardson, Spanton.

Engrossed Substitute Senate Bill No. 100 as amended by the House, 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.

ENGROSSED SENATE BILL NO. 111, by Senators Clarke, Mardesich and Holman:

Providing for special commercial zones in which motor freight carriers can operate at prescribed rates.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 111 was placed on final passage.

Mr. Jones spoke in favor of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 111 and the bill passed the House by the following vote: Yeas, 94; nays, 2; not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Douthwaite, Lysen.

Not voting: Representatives Hoggins, Mentor, Rabel.

Engrossed Senate Bill No. 111, 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.

ENGROSSED SENATE BILL NO. 50, by Senators Donohue and Huntley:

Correcting the savings clause in the embalming examination statute.

Committee on Business and Professions recommendation: Majority, do pass with the following amendment:

On page 2, section 1, line 3 of the engrossed bill, after "1965." strike the remainder of the section, this being the second Senate amendment.

The bill was read the second time.

On motion of Mr. Curtis, the committee amendment was adopted.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 50 as amended by the House was placed on final passage.

Mr. Curtis spoke in favor of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 50 as amended by the House, and the bill passed the House by the following vote: Yeas, 91; nays, 3; not voting, 5.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Chatalas, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Planagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinoch, Smith, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Charnley, Conner, Jones.

Not voting: Representatives Brown, Lysen, Mentor, Rabel, Spanton.

Engrossed Senate Bill No. 50 as amended by the House, 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.

REENGROSSED SENATE BILL NO. 240, by Senators Atwood, Huntley, Holman, Sandison, Stortini, Wilson, Guess and Foley (by Joint Committee on Higher Education request):

Implementing law relating to definitions of resident and nonresident students in institutions of higher education.

Committee on Higher Education recommendation: Majority, do pass with the following amendments:

On page 5, section 2, line 10 after "RCW" strike "34.04" and insert "28B.19"

On page 5, beginning on line 11 insert a new section as follows:

"Sec. 3. Section 22, chapter 279, Laws of 1971 ex. sess. and RCW 28B.15.620 are each amended as follows:

Veterans of the Vietnam conflict who have served in

the southeast Asia theater of operations attending institutions of higher learning shall be exempted from the payment of any increase in tuition and fees as are imposed by this 1971 amendatory act and shall not be required to pay more than the total amount of tuition and fees in effect on March 29, 1971: PROVIDED FURTHER, That for the purposes of this exemption, 'veterans of the Vietnam conflict' shall be those persons who have been on active federal service as a member of the armed military or naval forces of the United States between a period commencing August 5, 1964, and ending on such date as shall thereafter be determined by duly adopted concurrent resolution of the legislature of this state or by presidential proclamation or concurrent resolution of the congress terminating the conflict involving United States forces battling in South Vietnam ((; and who for a period of one year immediately prior to the date of his entry into such service, was a bona fide citizen or resident of the state of Washington)) and who qualify as a resident student under RCW 28B.15.012."

Renumber the remaining section consecutively.

On page 1, line 4 of the title after "RCW 28B.15.013;" and before "and" insert "amending section 22, chapter 279, Laws of 1971 ex. sess. and RCW 28B.15.620;"

The bill was read the second time.

On motion of Mr. Benitz, the committee amendment to page 5, line 10, was adopted.

Mr. Benitz moved adoption of the committee amendment adding a new section three.

Representatives King and Benitz spoke in favor of the committee amendment, and the amendment was adopted.

#### MOTION

Mr. Bottiger moved that the House defer further consideration of Reengrossed Senate Bill No. 240 until after consideration of Engrossed Senate Bill No. 13.

Mr. Bottiger spoke in favor of the motion. Mr. Benitz concurred in his remarks, and the motion was carried.

ENGROSSED SENATE BILL NO. 13, by Senators Henry and Huntley:

Requiring the previous owners of a used car to inscribe the mileage reading on the certificate of ownership before sale.

The bill was read the second time.

Mr. Wolf moved adoption of the following amendment by Representatives Wolf and Bagnariol:

On page 4, line 29, following section 4, add a new section to read as follows:

"Sec. 5. Section 46.70.060, chapter 12, Laws of

1961 as last amended by section 3, chapter 74, Laws of 1971 ex. sess. and RCW 46.70.060 are each amended to read as follows:

The fee for original dealer license for each calendar year or fraction thereof shall be as follows: Motor vehicle dealers, fifty dollars; subagencies, five dollars; which shall include one set of dealer license plates. The annual renewal fee for motor vehicle dealers shall be twenty-five dollars, and five dollars for each subagency. Additional sets of the dealer license plates, bearing the same license number, may be obtained for three dollars per set: PROVIDED, HOWEVER, That the maximum number of sets of dealer plates the department may issue to a dealer shall not exceed the greater of ten sets or a figure which represents four percent of the dealer's total vehicle sales for the previous year, except that the department may issue what it determines to be a reasonable number of sets in those cases where the dealer has not been previously licensed or where he can satisfy the department that the previous year's sales were unnaturally low for reasons beyond his control: PROVIDED FURTHER, That the department may, in its discretion, issue a reasonable number of additional sets in those cases where a dealer sells motor homes; AND PROVIDED FURTHER, That no dealer who sold less than twenty passenger cars and/or pickup trucks during the previous year shall be entitled to receive any additional sets, unless he can satisfy the department that additional sets are necessary for the purposes indicated by subsections (1), (3) or (4) of RCW 46.70.090. If any dealer shall fail or neglect to apply for such renewal prior to February 1st in each year, his license shall be declared canceled by the director, in which case the dealer will be required to apply for an original license and pay the fee required for such original license. The fees prescribed herein shall be in addition to any excise taxes imposed by chapter 82.44 RCW."

Mr. Wolf spoke in favor of the amendment.

#### PARLIAMENTARY INQUIRY

Mr. Julin: "I have a floor amendment that would be on page 4, line 28. It too is adding a new section. Would my amendment still be in order after we consider the amendment by Representatives Wolf and Bagnariol?"

The Speaker: "Yes, your amendment will still be in order. Both amendments simply add new sections to the bill, so we take them in the order of which amendment was first on the desk."

The amendment by Representatives Wolf and Bagnariol was adopted.

Mr. Julin moved adoption of the following amendment: On page 4, line 28, after section 4 insert the following:

"Sec. 5. Section 43.43.020, chapter 8, Laws of 1965 and RCW 43.43.020 are each amended to read as follows:

The governor shall appoint the chief of the

Washington state patrol, determine his compensation, and may remove him at will.

The chief shall appoint a sufficient number of competent persons to act as Washington state patrol officers, may remove them for cause, as provided in this chapter, and shall make promotional appointments, determine their compensation, and define their rank and duties, as hereinafter provided.

The chief may appoint civilians to be employed by the Washington state patrol as special deputies, with such restricted police authority as the chief shall designate as being necessary and consistent with their assignment to duty. Such appointment and conferral of authority shall not be deemed to qualify said civilian employees for membership in the Washington state patrol retirement system, nor shall it be construed to grant tenure of office as a regular officer of the Washington state patrol. Such appointments shall be for a period of not to exceed one year and may be renewed thereafter for like periods of one year, in the discretion of the chief."

Mr. Julin spoke in favor of the amendment.

#### POINT OF ORDER

Mr. Douthwaite: "It seems to me that this amendment is not within the scope and object of the original bill, and I would appreciate your consideration of that please."

#### RULING BY THE SPEAKER

The Speaker: "The original bill, of course, deals with the matter of perfecting transfers of ownership to motor vehicles. We have just adopted a floor amendment which deals not with perfecting transfers of ownership or title, but deals with license plates on mobile homes. While the adoption of that amendment does expand the scope and object of the bill somewhat, it still deals with certificates, licenses, titles, registrations, etc. of motor vehicles. In the broadest scope of the imagination, the bill now deals with duties generally of the Director of the Department of Motor Vehicles. This amendment deals with the Washington State Patrol and the matter of the hiring of special deputies who are civilians, and that sort of thing. I think it clearly expands the scope and object of the original bill and is therefore out of order."

On motion of Mr. Wolf, the following amendment to the title was adopted:

On page 1, line 7 of the title, after "46.12,120;" and before "and" insert the following: "amending section 46.70.060, chapter 12, Laws of 1961 as last amended by section 3, chapter 74, Laws of 1971 ex. sess. and RCW 46.70.060;"

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 13 was placed on final passage.

Mr. Berentson spoke in favor of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 13 as amended by the House, and the bill passed the House by the following vote: Yeas, 92; nays, 5; not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Eluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Shera, Shinpoch, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Gladder, Kuehne, Richardson, Schumaker, Smith.

Not voting: Representatives Mentor, Morrison.

Engrossed Senate Bill No. 13 as amended by the House, 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.

REENGROSSED SENATE BILL NO. 240, by Senators Atwood, Huntley, Holman, Sandison, Stortini, Wilson, Guess and Foley (by Joint Committee on Higher Education request):

Implementing law relating to definitions of resident and nonresident students in institutions of higher education.

The House resumed consideration of Reengrossed Senate Bill No. 240 on second reading.

## POINT OF INQUIRY

Mr. Benitz yielded to question by Mr. Bottiger.

Mr. Bottiger: "Mr. Benitz, I think we can cure the problem without an additional amendment if you will answer a question: On page 3, lines 25 through 30, the bill speaks to the question of the status of a resident student when his parents leave the state. My question would be: If a student were enrolled in an institution, his parents left the state, and he wanted to continue here, say in graduate school, would he be a resident or nonresident student in that situation?"

Mr. Benitz: "Representative Bottiger, I believe it is clearly implied that he would be a resident. He would not be classed as a nonresident. There are further

specific guidelines in this bill to bring that out in administrative action."

On motion of Mr. Benitz, the committee amendment to the title was adopted.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Reengrossed Senate Bill No. 240 as amended by the House was placed on final passage.

Mr. Benitz spoke in favor of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Reengrossed Senate Bill No. 240 as amended by the House, and the bill passed the House by the following vote: Yeas, 83; nays, 11; not voting, 5.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Benitz, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brown, Ceccarelli, Charette, Chatalas, Conner, Conway, Copeland, Costanti, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Kirk, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Savage, Schumaker, Spera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Beck, Brouillet, Charnley, Cunningham, Douthwatie, Grant, Kilbury, King, Ross, Sawyer, Williams.

Not voting: Representatives Berentson, Garrett, Julin, Kiskaddon, Marzano.

Reengrossed Senate Bill No. 240 as amended by the House, 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.

#### SPECIAL ORDER OF BUSINESS

The hour of 11:00 a.m. having arrived, the House resumed consideration of Reengrossed Senate Bill No. 92 on second reading.

REENGROSSED SENATE BILL NO. 92, by Senators Greive, Gardner, Cooney, Keefe, Peterson (Ted), Elicker, Holman, Murray, Washington, Fleming and Talley (by Legislative Council and Executive request):

Providing for a regional economic development authority.

The Speaker stated the question before the House to be the amendment by Representatives Perry, Bluechel, McDermott and Pardini.

The Speaker declared the House to be at ease.  
The Speaker called the House to order.

MOTION

On motion of Mr. Copeland, the House recessed until 1:00 p.m.

-----  
AFTERNOON SESSION  
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The House was called to order at 1:00 p.m. by the Speaker. The Clerk called the roll and all members were present.

MOTION

On motion of Mr. Morrison, the House reverted to the fourth order of business.

INTRODUCTION AND FIRST READING

SENATE BILL NO. 32, by Senators Walgren, Twigg and Keefe (by Municipal Committee request):

AN ACT Relating to revenue and taxation; and amending section 12, chapter 94, Laws of 1970 ex. sess. and RCW 82.14.910.

To Committee on Revenue and Taxation.

ENGROSSED SECOND SUBSTITUTE SENATE BILL NO. 206, by Committee on Ways and Means (Originally sponsored by Senators Durkan, Peterson (Ted), Bailey and Knoblauch):

AN ACT Relating to the Washington state teachers' retirement system; providing for retirement of certain members at age fifty-five with twenty-five years of service with no actuarial reduction in benefits; changing certain options and allowances upon a member's disability becoming permanent; adjusting certain current and prior pensions with respect to the cost-of-living; permitting deductions from retirement benefits for health care premiums; authorizing transfer from the teachers' retirement system to the Washington public employees' retirement system and for new employees hereinafter qualified for the teachers' retirement system to become members of the Washington public employees' retirement system; amending section 48, chapter 80,

Laws of 1947 as last amended by section 2, chapter 35, Laws of 1970 ex. sess. and RCW 41.32.480; amending section 1, chapter 35, Laws of 1970 ex. sess. and RCW 41.32.4932; amending section 7, chapter 35, Laws of 1970 ex. sess. and RCW 41.32.4943; adding new sections to chapter 41.32 RCW; adding a new section to chapter 41.40 RCW; making appropriations; and providing an effective date.

To Committee on Financial Institutions and Insurance.

ENGROSSED SUBSTITUTE SENATE BILL NO. 261, by Committee on Ways and Means (originally sponsored by Senators Mardesich, Peterson (Ted) and Durkan):

AN ACT Relating to the regulation of businesses; providing for the regulation and licensing of plumbers; adding a new chapter to Title 18 RCW; and prescribing penalties.

To Committee on Business and Professions.

ENGROSSED SUBSTITUTE SENATE BILL NO. 397, by Committee on Ways and Means (Originally sponsored by Senators Donohue, Durkan, Wilson, Odegaard, Guess, Jolly, Huntley and Peterson (Lowell)):

AN ACT Relating to taxation of property; amending section 1, chapter 87, Laws of 1970 ex. sess. and RCW 84.34.010; amending section 2, chapter 87, Laws of 1970 ex. sess. and RCW 84.34.020; amending section 3, chapter 87, Laws of 1970 ex. sess. and RCW 84.34.030; amending section 5, chapter 87, Laws of 1970 ex. sess. and RCW 84.34.050; amending section 6, chapter 87, Laws of 1970 ex. sess. and RCW 84.34.060; amending section 7, chapter 87, Laws of 1970 ex. sess. and RCW 84.34.070; amending section 8, chapter 87, Laws of 1970 ex. sess. and RCW 84.34.080; adding new sections to chapter 87, Laws of 1970 ex. sess. and to chapter 84.34 RCW; repealing section 4, chapter 87, Laws of 1970 ex. sess. and RCW 84.34.040; repealing section 11, chapter 87, Laws of 1970 ex. sess. and RCW 84.34.110; repealing section 12, chapter 87, Laws of 1970 ex. sess. and RCW 84.34.120; repealing section 13, chapter 87, Laws of 1970 ex. sess. and RCW 84.34.130; repealing section 14, chapter 87, Laws of 1970 ex. sess. and RCW 84.34.140; and prescribing an effective date.

To Committee on Revenue and Taxation.

ENGROSSED SENATE BILL NO. 146, by Senators Walgren, Twigg, Andersen and Odegaard (by Executive and Municipal Committee request):

AN ACT Relating to state government; creating a section for identification within the Washington state patrol;

adding new sections to chapter 43.43 RCW; repealing section 3, chapter 27, Laws of 1967 ex. sess. and RCW 43.43.520; repealing section 8, chapter 63, Laws of 1970 ex. sess. and RCW 43.43.660; repealing section 43.89.020, chapter 8, Laws of 1965, section 3, chapter 60, Laws of 1965 ex. sess. and RCW 43.89.020; repealing sections 1 through 6, chapter 256, Laws of 1969 ex. sess. and RCW 72.50.120 through 72.50.170; and declaring an emergency.

MOTION

On motion of Mr. Morrison, the rules were suspended, Engrossed Senate Bill No. 146 was advanced to second reading and read the second time.

Mr. Morrison moved adoption of the following amendment:

On page 12, following section 24, now renumbered as section 26, insert a new section to read as follows:

"NEW SECTION. Sec. 25. There is hereby appropriated to the Washington State Patrol from the general fund for the biennium ending June 30, 1973, the sum of ten thousand dollars, or so much thereof as shall be necessary to carry out the provisions of this 1972 amendatory act."

Renumber the remaining section consecutively.

Mr. Morrison spoke in favor of the amendment.

POINT OF INQUIRY

Mr. Morrison yielded to question by Mr. Bottiger.

Mr. Bottiger: "Mr. Morrison, one of my partners is sitting up in the balcony and he kind of jumped when he heard you say 'the 40 days ahead of us.' Did you mean that?"

Mr. Morrison: "'The portion thereof remaining.' I also would mention that it is our intention for this bill, since it is an important measure, to go on to the committee to which it was assigned (State Government Committee) for consideration. This is strictly a move to keep it alive and before us."

The amendment by Mr. Morrison was adopted.

On motion of Mr. Morrison, the following amendment to the title was adopted:

On page 1, line 9 of the title following "72.50.170;" and before "and" insert "making an appropriation;"

MOTION

On motion of Mr. Morrison, Engrossed Senate Bill No. 146 as amended by the House was referred to the Committee on State Government.

## SECOND READING

REENGROSSED SENATE BILL NO. 92, by Senators Greive, Gardner, Cooney, Keefe, Peterson (Ted), Elicker, Holman, Murray, Washington, Fleming and Talley (by Legislative Council and Executive request):

Providing for a regional economic development authority.

The House resumed consideration of the bill on second reading. The Speaker stated the question before the House to be the amendment by Representatives Perry, Bluechel, McDermott and Pardini. (For amendment, see today's Journal, morning session.)

Representatives Bluechel and Kuehnle spoke in favor of the amendment.

The amendment was adopted.

On motion of Mr. Bluechel, the following amendment to the title by Representatives Perry, Bluechel, McDermott and Pardini was adopted:

On page 1, line 1 of the title, after "economic" delete all material down to and including "RCW" on line 2 and insert the following: "assistance programs; adding new sections to chapter 43.31 RCW;"

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Reengrossed Senate Bill No. 92 as amended by the House, was placed on final passage.

## ROLL CALL

The Clerk called the roll on the final passage of Reengrossed Senate Bill No. 92 as amended by the House, and the bill passed the House by the following vote: Yeas, 71; nays, 27; not voting, 1.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Beck, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Brouillet, Brown, Ceccarelli, Charnley, Chatalas, Copeland, Costanti, Cunningham, Douthwaite, Farr, Gallagher, Gilleland, Grant, Hansey, Haussler, Hoggins, Jastad, Johnson, Jones, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Morrison, Newhouse, North, O'Brien, Pardini, Perry, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Shera, Shinpoch, Smythe, Thompson, Van Dyk, Williams, Wojahn, Zimmerman, Mr. Speaker.

Voting nay: Representatives Amen, Bauer, Benitz, Bradley, Charette, Conner, Conway, Curtis, Eikenberry, Flanagan, Garrett, Gladder, Goldsworthy, Hatfield, Hubbard, Hurley, Juelling, Kuehnle, Lysen, Moon, Paris, Polk, Richardson, Schumaker, Spanton, Wanamaker, Wolf.

Not voting: Representative Smith.

Reengrossed Senate Bill No. 92 as amended by the House, 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.

The Speaker called on Mr. Newhouse to preside.

ENGROSSED SENATE JOINT RESOLUTION NO. 109, by Senators Greive, Gardner, Elicker, Keefe, Peterson (Ted), Murray, Cooney, Washington and Talley (by Legislative Council and Executive request):

Amending the state Constitution to allow the state to lend its credit to encourage industrial expansion.

Committee on State Government recommendation: Majority, do pass with the following amendments:

On page 1, line 16 strike "grant, loan," and insert "loan"

On page 1, line 18 of the engrossed bill, being line 4 of the Senate amendment strike "grants, loans," and insert "loans"

On page 1, line 21 of the engrossed bill, being the last line of the Senate amendment, strike "grants, loans," and insert "loans"

The resolution was read the second time.

On motion of Mr. Bluechel, the committee amendments were adopted.

Mr. Lysen moved adoption of the following amendment: On page 1, line 11, strike "industrial" and insert "job producing" and on line 13 strike "industrial" and insert "job producing"

Mr. Lysen spoke in favor of the amendment, and Mr. Bluechel spoke against it.

Mr. King demanded an electric roll call and the demand was sustained.

Mr. Randall spoke against adoption of the amendment.

Mr. Lysen spoke again in favor of the amendment, and Mr. Bluechel spoke again in opposition to it.

#### ROLL CALL

The Clerk called the roll on adoption of the amendment by Mr. Lysen to Engrossed Senate Joint Resolution No. 109 and the amendment was not adopted by the following vote: Yeas, 29; nays, 70; not voting, 0.

Voting yea: Representatives Adams, Bauer, Beck, Bozarth, Bradley, Brouillet, Charnley, Chatalas, Conner, Copeland, Curtis, Douthwaite, Gallagher, Grant, Hatfield, Haussler, Johnson, Kilbury, King, Knowles, Luders, Lysen, Maxie, Merrill, O'Brien, Rosellini, Savage, Shinpoch, Williams.

Voting nay: Representatives Amen, Anderson, Backstrom, Bagnariol, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Brown, Ceccarelli, Charette, Conway, Costanti, Cunningham, Eikenberry, Farr, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hoggins, Hubbard, Hurley, Jastad, Jones, Jueling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehne, Litchman, Marsh, Martinis, Marzano, May, McCormick, McDermott, Mentor, Moon, Morrison, Newhouse, North, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Ross, Sawyer, Schumaker, SHERA, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Wojahn, Wolf, Zimmerman, Mr. Speaker.

The Clerk read the following amendment by Mr. Lysen:  
 On page 1, line 22 after "section" and before the period insert ": AND PROVIDED FURTHER, That any such loan or guarantee may be given only for the purpose of creating additional employment; the legislature may, by general law, establish standards for determination of the employment generation potential of loans, or guarantees"

With the consent of the House, Mr. Lysen withdrew the amendment.

Engrossed Senate Joint Resolution No. 109 as amended by the House was passed to Committee on Rules and Administration for third reading.

ENGROSSED SENATE BILL NO. 42, by Senators Washington, Knoblauch and Huntley (by Superintendent of Public Instruction, Insurance Commissioner and Fire Marshal request):

Providing for fire prevention and safety code for common school buildings.

Committee on Education and Libraries recommendation: Majority, do pass with the following amendments:

On page 1, line 14 of the engrossed bill, being the last line of the Senate amendment, following "education," insert "and review by the advisory board for school building systems established in RCW 28A.04.310,"

On page 1, line 18 of the engrossed bill, being line 17 of the printed bill, following "to" insert "or higher than"

The bill was read the second time.

On motion of Mr. Hoggins, the committee amendments were adopted.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 42 as amended by the House was placed on final passage.

Mr. Hoggins spoke in favor of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 42 as amended by the House, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelsing, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representative Rabel.

Engrossed Senate Bill No. 42 as amended by the House, 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.

HOUSE BILL NO. 324, by Representative Bluechel:

Relating to state government.

On motion of Mr. Bluechel, Substitute House Bill No. 324 was substituted for House Bill No. 324, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 324 was read the second time.

On motion of Mr. Bluechel, the following amendments were adopted:

On page 2, section 2, line 2 following the period add: "No bonds authorized by this act shall be offered for sale without prior legislative appropriation of the proceeds of such bonds to be sold."

On page 2, section 3, line 6 following "account" strike "of" and insert "hereby created in"

Substitute House Bill No. 324 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Substitute House Bill No. 324 was placed on final passage.

Mr. Perry spoke in favor of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 324 and the bill passed the House by the following vote: Yeas, 67; nays, 32; not voting, 0.

Voting yea: Representatives Adams, Anderson, Backstrom, Beck, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Brouillet, Brown, Ceccarelli, Charnley, Chatalas, Conner, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Gallagher, Gilleland, Grant, Hansey, Haussler, Hoggins, Hurley, Jastad, Johnson, Jones, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lysen, Martinis, Maxie, May, McCormick, McDermott, Mentor, Moon, North, O'Brien, Pardini, Perry, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Shipoch, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Zimmerman, Mr. Speaker.

Voting nay: Representatives Amen, Bagnariol, Barden, Bauer, Benitz, Bottiger, Bradley, Charette, Conway, Eikenberry, Farr, Flanagan, Garrett, Gladder, Goldsworthy, Hatfield, Hubbard, Juelling, Kuehnle, Marsh, Marzano, Merrill, Morrison, Newhouse, Paris, Polk, Richardson, Schumaker, Shera, Smith, Spanton, Wolf.

Engrossed Substitute House Bill No. 324, 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.

SENATE BILL NO. 65, by Senators Francis, Ridder, Holman, Fleming, Metcalf, Gardner and Dore (by Joint Committee on Education request):

Providing financial aid to certain students attending elementary and secondary schools within the state.

The bill was read the second time.

Mr. Wolf moved that the rules be suspended, the second reading considered the third, and Senate Bill No. 65 be placed on final passage.

Mr. Morrison demanded an electric roll call and the demand was sustained.

Mr. O'Brien spoke in favor of the motion.

The Speaker resumed the Chair.

## ROLL CALL

The Clerk called the roll on the motion by Mr. Morrison to suspend the rules and advance Senate Bill No. 65 to third reading and final passage, and the motion was lost by the following vote: Yeas, 65; nays, 33; not voting, 1.

Voting yea: Representatives Adams, Anderson, Bagnariol, Bauer, Beck, Berentson, Blair, Bledsoe,

Bluechel, Bottiger, Bozarth, Brouillet, Ceccarelli, Charette, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Flanagan, Gallagher, Gilleland, Gladder, Grant, Hansey, Haussler, Hoggins, Hubbard, Hurley, Jones, Julin, King, Kiskaddon, Knowles, Kraabel, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Sawyer, Shinpoch, Smythe, Thompson, Williams, Wojahn, Zimmerman, Mr. Speaker.

Voting nay: Representatives Amen, Barden, Benitz, Bradley, Brown, Charnley, Curtis, Douthwaite, Eikenberry, Farr, Garrett, Goldsworthy, Hatfield, Jastad, Johnson, Jueling, Kilbury, Kirk, Kopet, Kuehnle, Mentor, Moon, Morrison, Newhouse, North, Savage, Schumaker, Shera, Smith, Spanton, Van Dyk, Wanamaker, Wolf.

Not voting: Representative Backstrom.

Senate Bill No. 65 was passed to Committee on Rules and Administration for third reading.

HOUSE BILL NO. 340, by Representatives Kraabel, Luders, Gilleland, Douthwaite and Hurley:

Crediting use of tax revenues for research and planning of mass transit systems and altering source of local revenues to be used as a base for matching of motor vehicle excise funds.

The bill was read the second time.

Mr. Berentson moved adoption of the following amendments:

On page 4, section 2, line 18 strike "~~((tax))~~" and insert "tax"

On page 4, section 2, line 20, strike "~~((to be collected))~~" and insert "to be collected"

Representatives Berentson and Kraabel spoke in favor of adoption of the amendments.

The amendments were adopted.

On motion of Mr. Berentson, the following amendment was adopted:

On page 4, following section 2 insert a new section as follows:

"Sec. 3. Section 82.44.110, chapter 15, Laws of 1961 as amended by section 1, chapter 121, Laws of 1967 and RCW 82.44.110 are each amended to read as follows:

The county auditor shall regularly, when remitting license fee receipts, pay over and account to the director of motor vehicles for the excise taxes collected under the provisions of this chapter. The director shall forthwith transmit the excise taxes to the state treasurer, (~~ninety-eight percent of~~) which excise tax revenue shall upon receipt thereof be credited by the state treasurer to a fund which is hereby created to be known as the motor vehicle excise fund (~~(; and two percent of which excise tax revenue shall be credited by the state treasurer to the motor vehicle fund to defray administrative and other~~

expenses incurred by the state department of motor vehicles in the collection of the excise tax))."

Renumber the remaining section consecutively.

Mr. Smythe moved adoption of the following amendment by Representatives Smythe and Douthwaite:

On page 4, line 29 following section 3 insert new sections to read as follows:

"NEW SECTION. Sec. 4. There is added to chapter 130, Laws of 1971 ex. sess. and to chapter 47.30 RCW a new section to read as follows:

Out of the funds received by the department of highways or by any county, city, or town from the motor vehicle fund according to the provisions of RCW 46.68.100, reasonable amounts shall be expended as necessary for the establishment of facilities for pedestrians, equestrians, or bicyclists. Paths and trails for such purposes shall be established wherever a highway, road, or street is being constructed, reconstructed, or relocated. Funds received from the motor vehicle fund may also be expended to maintain such paths and trails and to establish paths and trails along other highways, roads, and streets and in parks and recreation areas.

NEW SECTION. Sec. 5. There is added to chapter 130, Laws of 1971 ex. sess. and to chapter 47.30 RCW a new section to read as follows:

Paths and trails are not required to be established:

(1) Where the establishment of such paths and trails would be contrary to public safety;

(2) If the cost of establishing such paths and trails would be excessively disproportionate to the need or probable use; or

(3) Where sparsity of population, other available ways, or other factors indicate an absence of need for such paths and trails.

NEW SECTION. Sec. 6. There is added to chapter 130, Laws of 1971 ex. sess. and to chapter 47.30 RCW a new section to read as follows:

The amount expended by the highway department or by a city, town, or county as required or permitted by section 1 of this 1972 amendatory act shall never in any one fiscal year be less than one-half of one percent of the total amount of the funds received from the motor vehicle fund according to the provisions of RCW 46.68.100: PROVIDED, That this section does not apply to a city or town in any year in which the one percent equals two hundred fifty dollars or less, or to a county in any year in which the one percent equals one thousand five hundred dollars or less: PROVIDED FURTHER, That a city, town or county in lieu of expending the funds each year may credit the funds to a financial reserve or special fund, to be held for not more than ten years, and to be expended for the purposes required or permitted by section 1 of this 1972 amendatory act.

NEW SECTION. Sec. 7. There is added to chapter 130, Laws of 1971 ex. sess. and to chapter 47.30 RCW a new section to read as follows:

For the purposes of this chapter, the establishment of paths and trails and the expenditure of funds as authorized by section 1 of this 1972 amendatory act shall

be deemed to be for highway, road, and street purposes. The department of highways shall, when requested, provide technical assistance and advice to cities, towns, and counties in carrying out the purposes of section 1 of this 1972 amendatory act. The department shall recommend construction standards for paths and trails. The department shall provide a uniform system of signing paths and trails which shall apply to paths and trails under the jurisdiction of the department and of cities, towns, and counties. The department and cities, towns, and counties may restrict the use of paths and trails under their respective jurisdictions to pedestrians, equestrians, and nonmotorized vehicles.

Sec. 8. Section 46.68.070, chapter 12, Laws of 1961 and RCW 46.68.070 are each amended to read as follows:

There is created in the state treasury a permanent fund to be known as the motor vehicle fund to the credit of which shall be deposited all moneys directed by law to be deposited therein. This fund shall be for the use of the state, and through state agencies, for the use of counties, cities, and towns for proper road, street, and highway purposes, including the purposes of section 4 of this 1972 amendatory act.

Sec. 9. Section 46.68.130, chapter 12, Laws of 1961 as last amended by section 1, chapter 83, Laws of 1963 and RCW 46.68.130 are each amended to read as follows:

The net tax amount distributed to the state in the manner provided by RCW 46.68.100, and all moneys accruing to the motor vehicle fund from any other source, less such sums as are credited to the state patrol highway account and such sums expended pursuant to proper appropriation for costs of collection and administration thereof, shall be expended by the department of highways, subject to proper appropriation and reappropriation, for state highways and other proper department of highways purposes, including the purposes of section 4 of this 1972 amendatory act."

Representatives Smythe and Douthwaite spoke in favor of the amendment, and Representatives Berentson and Cunningham spoke against it.

Mr. Kraabel demanded an electric roll call and the demand was sustained.

Mr. Smythe closed debate, speaking in favor of the amendment.

#### ROLL CALL

The Clerk called the roll on adoption of the amendment by Representatives Smythe and Douthwaite to House Bill No. 340 and the amendment was not adopted by the following vote: Yeas, 41; nays, 55; not voting, 3.

Voting yea: Representatives Backstrom, Barden, Bauer, Blair, Bledsoe, Bluechel, Bottiger, Brown, Charnley, Conway, Curtis, Douthwaite, Gilleland, Hansey, Haussler, Hurley, Jones, Julin, King, Kiskaddon, Kopet, Kraabel, Luders, Lysen, Marsh, Maxie, McDermott, North, Pardini, Paris, Polk, Rabel, Ross, Shera, Shinpoch, Smythe, Van Dyk, Williams, Wojahn, Wolf, Zimmerman.

Voting nay: Representatives Adams, Amen, Anderson, Bagnariol, Beck, Benitz, Berentson, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Chatalas, Conner, Copeland, Costanti, Cunningham, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gladder, Goldsworthy, Grant, Hatfield, Hubbard, Jastad, Johnson, Juelling, Kilbury, Kirk, Knowles, Kuehne, Litchman, Martinis, McCormick, Mentor, Merrill, Moon, Morrison, Newhouse, O'Brien, Perry, Randall, Richardson, Rosellini, Savage, Sawyer, Schumaker, Smith, Spanton, Thompson, Wanamaker, Mr. Speaker.

Not voting: Representatives Hoggins, Marzano, May.

On motion of Mr. Berentson, the following amendments to the title were adopted:

On page 1, line 2 of the title after "RCW 35.58.279;" strike "and"

On page 1, line 5 of the title after "RCW 82.44.150" and before the period insert "; and amending section 82.44.110, chapter 15, Laws of 1961 as amended by section 1, chapter 121, Laws of 1967 and RCW 82.44.110"

House Bill No. 340 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 340 was placed on final passage.

Representatives Berentson and Kraabel spoke in favor of passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 340 and the bill passed the House by the following vote: Yeas, 85; nays, 13; not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Farr, Garrett, Gilleland, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Moon, Morrison, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Shera, Shinpoch, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Benitz, Eikenberry, Flanagan, Gallagher, Gladder, Goldsworthy, Juelling, Kuehne, Merrill, Richardson, Schumaker, Smith, Spanton.

Not voting: Representative Newhouse.

Engrossed House Bill No. 340, 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.

## STATEMENT FOR THE JOURNAL

My vote on final passage of Engrossed House Bill No. 340 was recorded as nay, whereas in fact, it was my intention to vote aye. I am in favor of passage of this bill. KENNETH O. EIKENBERRY, 36th District.

HOUSE BILL NO. 337, by Representatives Hansey, Conner, Newhouse and Costanti:

Providing for a personal use salmon license.

Committee on Natural Resources and Ecology recommendation: Majority, do pass with the following amendments:

On page 2, section 5, after line 22 add:

"Nonresident Three dollars Seven days"

On page 2, beginning on line 23, insert a new section as follows:

"NEW SECTION. Sec. 6. Any person deputized by the director to issue personal-use salmon licenses as authorized by this act, shall charge the sum of twenty-five cents in addition to collecting fees prescribed by law for issuing such licenses, which sum shall be retained by him for his services."

Renumber the remaining sections consecutively.

The bill was read the second time.

On motion of Mr. Zimmerman, the committee amendments were adopted.

House Bill No. 337 was ordered engrossed.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed House Bill No. 337 was placed on final passage.

Mr. Hansey spoke in favor of the bill.

## POINT OF INQUIRY

Mr. Hansey yielded to question by Mr. Anderson.

Mr. Anderson: "Representative Hansey, I didn't quite get what you said--how much of this money goes for propagation?"

Mr. Hansey: "One hundred percent, sir."

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 337 and the bill passed the House by the following vote: Yeas, 60; nays, 38; not voting, 1.

Voting yea: Representatives Amen, Anderson, Backstrom, Bauer, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Brown, Charette, Charnley, Chatalas, Conner, Copeland, Costanti, Curtis, Douthwaite, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield,

Hubbard, Jones, Julin, Kilbury, Kirk, Kiskaddon, Knowles, Kopet, Litchman, Luders, Marsh, Maxie, May, McCormick, McDermott, Mentor, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Richardson, Ross, Shipoch, Smythe, Spanton, Thompson, Wanamaker, Williams, Zimmerman.

Voting nay: Representatives Adams, Bagnariol, Barden, Beck, Bottiger, Bradley, Brouillet, Ceccarelli, Conway, Cunningham, Eikenberry, Farr, Gallagher, Grant, Haussler, Hurley, Jastad, Johnson, Jueling, King, Kraabel, Kuehnle, Lysen, Martinis, Marzano, Merrill, Moon, Randall, Rosellini, Savage, Sawyer, Schumaker, Shera, Smith, Van Dyk, Wojahn, Wolf, Mr. Speaker.

Not voting: Representative Hoggins.

Engrossed House Bill No. 337, 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 Mr. Luders, Engrossed House Bill No. 337 was ordered transmitted immediately to the Senate.

ENGROSSED SENATE BILL NO. 114, by Senators Stender, Keefe and Ridder:

Providing for arbitration if public employers and uniformed personnel cannot reach an agreement by collective bargaining.

The bill was read the second time.

Mr. Hatfield moved adoption of the following amendment:

On page 1, section 4, line 23 after "board" insert a period and strike "until such civil service commission or board has taken action on the matter or has refused or unreasonably failed to take such action."

Mr. Hatfield spoke in favor of the amendment, and Mr. Grant spoke against it.

Mr. Hatfield closed debate, speaking in favor of adoption of the amendment.

Mr. King demanded an electric roll call and the demand was sustained.

#### ROLL CALL

The Clerk called the roll on adoption of the amendment by Mr. Hatfield to page 1, line 23, Engrossed Senate Bill No. 114, and the amendment was not adopted by the following vote: Yeas, 28; nays, 67; not voting, 4.

Voting yea: Representatives Amen, Benitz, Berentson, Bluechel, Cunningham, Flanagan, Gilleland, Gladder, Goldsworthy, Hatfield, Hoggins, Jones, Kiskaddon, Kopet, Kraabel, Kuehnle, Morrison, Newhouse, North,

Pardini, Polk, Richardson, Schumaker, Shera, Smith, Smythe, Spanton, Mr. Speaker.

Voting nay: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Blair, Bledsoe, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Curtis, Douthwaite, Eikenberry, Farr, Gallagher, Garrett, Grant, Hansey, Haussler, Hubbard, Hurley, Jastad, Johnson, Jueling, Julin, Kilbury, King, Kirk, Knowles, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, O'Brien, Paris, Perry, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman.

Not voting: Representatives Costanti, Litchman, Moon, Shinpoch.

The Clerk read the following amendments by Representatives Gilleland and Jones:

On page 2, section 4, line 2 after "by" strike "either party" and insert "both parties"

On page 2, section 5, line 4 after "When" strike "either party has" and insert "both parties have"

On page 2, section 5, line 16 after "When" strike "either party requests" and insert "both parties request"

With the consent of the House, Mr. Gilleland withdrew the amendments.

Mr. Hatfield moved adoption of the following amendment:

On page 2, section 4, line 3 before "arbitration" insert "voluntary"

Representative Hatfield spoke in favor of the amendment, and Representatives Grant and May spoke against it.

The amendment by Mr. Hatfield was not adopted.

Mr. Hatfield moved adoption of the following amendment:

On page 2, section 5, line 19 after "be" and before "subject" on line 20 strike "final and binding," and insert "advisory in nature,"

Mr. Hatfield spoke in favor of the amendment, and Mr. Bottiger spoke against it.

The amendment by Mr. Hatfield was not adopted.

Mr. Kuehnle moved adoption of the following amendment:

On page 2, section 5, line 22 after "capricious" and before the period insert ", supported by a preponderance of the evidence and in keeping with the financial ability of the public employer to pay without detriment to other programs of the employer"

Mr. Kuehnle spoke in favor of the amendment, and Mr. Grant spoke against it.

The amendment by Mr. Kuehnle was not adopted.

Mr. Kuehnle moved adoption of the following amendment:

On page 2, line 23 of the printed bill, following section 5 insert a new section as follows:

"NEW SECTION. Sec. 6. No uniformed employee shall cause, instigate, encourage, condone or engage in a strike and no employee organization serving as the exclusive bargaining representative of any uniformed employee or employees shall cause, instigate, encourage, or condone a strike by such uniformed employees. Any violation of this section will entitle the public employer to petition the superior court of the county in which the seat of its government is situated for an injunction, and if granted, the public employer shall (1) deduct from the compensation of each such employee an amount equal to his daily rate of pay for each day or part thereof that it was determined that he had violated this section, and (2) cease to recognize the offending employee organization as the exclusive bargaining agent until cessation of the violations."

Renumber the remaining sections consecutively.

Mr. Kuehnle spoke in favor of the amendment, and Mr. Grant spoke against it.

Mr. Newhouse demanded an electric roll call and the demand was sustained.

#### ROLL CALL

The Clerk called the roll on adoption of the amendment by Mr. Kuehnle to Engrossed Senate Bill No. 114, and the amendment was not adopted by the following vote: Yeas, 46; nays, 50; not voting, 3.

Voting yeas: Representatives Amen, Barden, Benitz, Berentson, Bledsoe, Bluechel, Brown, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Hoggins, Jones, Juelling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, Newhouse, North, Pardini, Paris, Polk, Rabel, Richardson, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf, Mr. Speaker.

Voting nays: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Blair, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Douthwaite, Gallagher, Grant, Haussler, Hubbard, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, O'Brien, Perry, Randall, Rosellini, Savage, Sawyer, Thompson, Van Dyk, Williams, Wojahn, Zimmerman.

Not voting: Representatives Moon, Morrison, Shinpoch.

Mr. Hatfield moved adoption of the following amendment:

On page 3, add a new section following section 7 as follows:

"NEW SECTION. Sec. 8. Any award by a board of arbitration shall be consistent with the city's financial requirements and shall not result in a decrease of revenues allocated to other departments of the city. For any award that requires an increase in local taxes, the board of arbitration shall recommend the tax source to be increased and such increase shall then be submitted to the voters at the next municipal election. The award shall be effective on a majority vote of the electorate approving the same."

Mr. Hatfield spoke in favor of the amendment, and Mr. Grant spoke against it.

Mr. Rosellini demanded an electric roll call and the demand was sustained.

Mr. Kuehnle spoke in favor of adoption of the amendment.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Mr. Hatfield adding a new section to Engrossed Senate Bill No. 114, and the amendment was not adopted by the following vote: Yeas, 44; nays, 52; not voting, 3.

Voting yea: Representatives Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Conway, Cunningham, Curtis, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hatfield, Jastad, Jones, Juelling, Julin, Kiskaddon, Kopet, Kraabel, Kuehnle, Mentor, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Richardson, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Copeland, Douthwaite, Eikenberry, Farr, Gallagher, Grant, Hansey, Haussler, Hoggins, Hubbard, Hurley, Johnson, Kilbury, King, Kirk, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, O'Brien, Perry, Randall, Rosellini, Savage, Sawyer, Thompson, Van Dyk, Williams, Wojahn.

Not voting: Representatives Bozarth, Costanti, Shinpoch.

Mr. Wolf moved that the rules be suspended, the second reading considered the third, and Engrossed Senate Bill No. 114 be placed on final passage.

Mr. King demanded an electric roll call and the demand was sustained.

## ROLL CALL

The Clerk called the roll on the motion by Mr. Wolf to suspend the rules and advance Engrossed Senate Bill No. 114 to third reading and final passage and the motion was lost by the following vote: Yeas, 58; nays, 39; not voting, 2.

Voting yea: Representatives Adams, Anderson, Bagnariol, Bauer, Beck, Bledsoe, Bottiger, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Copeland, Curtis, Douthwaite, Eikenberry, Gallagher, Grant, Hoggins, Hubbard, Hurley, Jastad, Johnson, Juelling, Kilbury, King, Kirk, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, O'Brien, Paris, Perry, Randall, Rosellini, Ross, Savage, Sawyer, Shinpoch, Thompson, Van Dyk, Williams, Wojahn, Mr. Speaker.

Voting nay: Representatives Amen, Backstrom, Barden, Benitz, Berentson, Blair, Bluechel, Conway, Cunningham, Farr, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Haussler, Jones, Julin, Kiskaddon, Kopet, Kraabel, Kuehnle, Morrison, Newhouse, North, Pardini, Polk, Rabel, Richardson, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf, Zimmerman.

Not voting: Representatives Bozarth, Costanti.

Engrossed Senate Bill No. 114 was passed to Committee on Rules and Administration for third reading.

## STATEMENT FOR THE JOURNAL

My vote to advance Engrossed Senate Bill No. 114 to final passage was recorded as nay; it should have been yea.  
HENRY BACKSTROM, 39th District.

SENATE BILL NO. 414, by Senator Francis:

Permitting school districts to provide employees with certain pension or annuity benefits.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Senate Bill No. 414 was placed on final passage.

Representatives King and Barden spoke in favor of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 414 and the bill passed the House by the following vote: Yeas, 90; nays, 8; not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Berentson, Blair, Bledsoe, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Gallagher, Garrett, Gilleland, Gladder,

Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hurley, Jastad, Johnson, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman.

Voting nay: Representatives Benitz, Bluechel, Brown, Flanagan, Hubbard, Jones, Kopet, Mr. Speaker.

Not voting: Representative Smith.

Senate Bill No. 414, 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.

ENGROSSED SENATE BILL NO. 62, by Senators Mardesich, Walgren and Lewis:

Providing for pension plans and tax deferred annuities for qualified public employees.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 62 was placed on final passage.

Mr. Shera spoke in favor of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 62 and the bill passed the House by the following vote: Yeas, 97; nays, 1; not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representative Savage.

Not voting: Representative Bluechel.

Engrossed Senate Bill No. 62, 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.

ENGROSSED SENATE BILL NO. 232, by Senators Durkan and Stender:

Providing for collective bargaining and labor dispute settlement in health care activities.

Committee on Labor and Employment Security recommendation: Majority, do pass with the following amendments:

On page 1, section 1, beginning on line 10 after "employees," strike all the material down to and including "and" on line 11.

On page 2, section 2, line 15 after "nurse" insert "or service personnel"

On page 3, section 3, line 14 strike "medical technicians,"

The bill was read the second time.

On motion of Mr. Hubbard, the committee amendments were adopted.

Mr. Newhouse moved adoption of the following amendments:

On page 2, section 2, line 13 strike the semicolon and insert a period and add the following: "No bargaining unit shall be found appropriate if it includes guards together with other employees."

On page 2, section 2, line 21 after "thereof;" insert "nor shall it apply to supervisors."

On page 2, section 2, lines 25 and 26 strike subsection (5) and insert:

"(5) 'Supervisor' means any individual having authority, in the interest of the employer, to hire, transfer, suspend, lay off, recall, promote, discharge, assign, reward, or discipline other employees, or responsibly to direct them, or to adjust their grievances, or effectively to recommend such action, if in connection with the foregoing the exercise of such authority is not of a merely routine or clerical nature, but requires the use of independent judgment. Supervisor includes registered nurses only if administrative supervision is his or her primary duty and activity.

(6) 'Guard' means any individual employed as a guard to enforce against employees and other persons rules to protect property of the employer or to protect the safety of persons on the employer's premises."

On page 3, section 3, line 9 after "unit." insert "In order to be certified as a bargaining representative, an employee organization must receive, in a secret ballot election, votes from a majority of the employees who vote in the election; no bargaining representative shall be certified except in this manner. In any election held pursuant to this section, there shall be a choice on the ballot for employees to designate that they do not wish to be represented by any bargaining representative. No

representation election shall be directed in any bargaining unit or any subdivision thereof within which, in the preceding twelve-month period, a valid election has been held. Thirty percent of the employees of an employer may file a petition for a secret ballot election to ascertain whether the employee organization which has been certified or is currently recognized by their employer as their bargaining representative is no longer their bargaining representative.

No employee organization shall be certified as the representative of employees in a bargaining unit of guards if such organization admits to membership, or is affiliated directly or indirectly with an organization which admits to membership, employees other than guards."

On page 3, section 4, line 21, strike the semicolon and insert: " : PROVIDED, That the expressing of any views, argument, or opinion, or the dissemination thereof, whether in written, printed, graphic or visual form, shall not constitute or be evidence of an unfair labor practice under any of the provisions of this chapter, if such expression contains no threat of reprisal or force or promise of benefit;"

On page 3, line 33, after "discussions." insert the following new sections:

"**NEW SECTION.** Sec. 5. It shall be an unfair labor practice and unlawful, for any employee organization or its agents to:

(1) Restrain or coerce (a) employees in the exercise of their right to refrain from self-organization, or (b) an employer in the selection of its representatives for purposes of collective bargaining or the adjustment of grievances;

(2) Cause or attempt to cause an employer to discriminate against an employee in violation of subsection

(3) of section 4 or to discriminate against an employee with respect to whom membership in such organization has been denied or terminated on some ground other than his failure to tender the periodic dues and initiation fees uniformly required as a condition of acquiring or retaining membership;

(3) Refuse to meet and bargain in good faith with an employer, provided it is the duly designated representative of the employer's employees for purposes of collective bargaining;

(4) Requires of employees covered by a union security agreement the payment, as a condition precedent to becoming a member of such organization, of a fee in an amount which the director of labor and industries finds excessive or discriminatory under all the circumstances. In making such a finding, the director shall consider, among other relevant factors, the practices and customs of labor organizations in the particular industry, and the wages currently paid to the employees affected;

(5) Cause or attempt to cause an employer to pay or deliver or agree to pay or deliver any money or other thing of value, in the nature of an exaction, for services which are not performed or not to be performed;

(6) Enter into any contract or agreement, express or implied, whereby an employer or other person ceases or refrains, or agrees to cease or refrain, from handling,

using, selling, transporting or otherwise dealing in any of the products or services of any other employer or person, or to cease doing business with any other employer or person, and any such contract or agreement shall be unenforceable and void; or

(7) Engage in, or induce or encourage any individual employed by any employer or to engage in, any activity prohibited by section 6 of this chapter.

NEW SECTION. Sec. 6. No employee organization, bargaining representative, person or employee shall authorize, sanction, engage in, or participate in a strike (including but not limited to a concerted work stoppage of any kind, concerted slowdown or concerted refusal or failure to report for work or perform work) or picketing against an employer under any circumstances, whether arising out of a recognition dispute, bargaining impasse or otherwise: PROVIDED, That nothing in this section shall prohibit picketing or other publicity for the sole purpose of truthfully advising the public of the existence of a dispute with the employer, unless an effect of such picketing or other publicity is (a) to induce any employee of the employer or any other individual, in the course of his employment, not to pick up, deliver or transfer goods, not to enter the employer's premises, or not to perform services; or (b) to induce such an employee or individual to engage in a strike."

Renumber the remaining sections consecutively.

On page 4, section 5, line 3 after "act" insert "or any employer"

On page 4, section 5, line 5 after "employer" insert "or employee organization"

On page 4, section 5, line 6 strike everything in the sentence after "practice" and insert a period

On page 6, section 9, line 7 after "other" insert "comparable"

On page 6, section 9, after line 10 insert a new subsection as follows:

"(6) Efficiency of operation of the health care activity."

Representatives Newhouse and Grant spoke in favor of the amendments.

The amendments by Mr. Newhouse were adopted.

Mr. Bledsoe moved adoption of the following amendment to Engrossed Senate Bill No. 232:

On page 5, section 8, line 22 after "parties" strike the period and insert the following: ": PROVIDED HOWEVER, That after a board has been composed pursuant to this section 7, and upon the written request of either party for settlement by final offer selection, the board shall proceed to a conclusive determination of the dispute in the manner provided by section 9 of this 1972 amendatory act as an alternative means of settlement to that provided in this section.

NEW SECTION. Sec. 9. Upon the written request of either party for settlement by final offer selection after an arbitration board has been constituted pursuant to section 7 of this 1972 amendatory act, the parties shall

proceed to a settlement of their dispute in the following manner:

(1) The board shall, immediately upon receipt of a written request by a party for settlement by final offer selection, transmit notice thereof to the other party;

(2) Within seven days of the filing of such written request with the board, each party shall submit a final settlement offer to the board, and may at the same time submit one alternative final offer. The board shall transmit the offers to the other parties simultaneously.

(3) If a party or parties refuse to submit a final offer, the last offer made by such party or parties during previous bargaining shall be deemed that party's or parties' final offer.

(4) Any offer submitted by a party pursuant to this section must constitute a complete collective bargaining agreement and resolve all the issues involved in the dispute.

(5) The parties shall continue to bargain collectively for a period of five days after they receive the other parties' offer, during which time the director of the department may act as mediator.

(6) If no settlement has been reached before the end of the period prescribed in subsection (5) of this section, the arbitration board shall initiate final offer selection proceedings. Such proceedings shall be conducted in accordance with procedures established by RCW chapter 49.08. The board shall at no time engage in an effort to mediate or otherwise settle the dispute in any manner other than that prescribed by this section.

(7) Beginning with the filing of a written request for settlement by final offer selection, and until the board makes its selection, there shall be no change, except by agreement of the parties, in the terms and conditions of employment. The board shall make its selection within 20 days from the date proceedings were commenced in accordance with subsection (6) of this section.

(8) The board shall not compromise or alter the final offer that it selects. Selection of a final offer shall be based on the content of the final offer and no consideration shall be given to, nor shall any evidence be received concerning, the collective bargaining in this dispute including offers of settlement not contained in the final offers.

(9) The board shall select the most reasonable, in its judgment, of the final offers submitted by the parties. The board may take into account the following factors:

(a) Past collective bargaining contracts between the parties including the bargaining that led up to such contracts;

(b) comparison of wages, hours, and conditions of employment of the employees involved, with wages, hours, and conditions of employment of other employees doing comparable work, giving consideration to factors peculiar to the industry involved;

(c) comparison of wages, hours, and conditions of employment as reflected in industries in general, and in the same or similar industry;

(d) security and tenure of employment with due regard for the effect of technological changes on manning

practices or on the utilization of particular occupations; and

(e) the public interest, and any other factors normally considered in the determination of wages, hours, and conditions of employment.

(10) The final offer selected by the board shall be deemed to represent the contract between the parties.

(11) The determination of the board shall be conclusive, subject only to review by the superior court upon the application of either party on the question of whether the board's determination was arbitrary or capricious.

NEW SECTION. Sec. 10. Any board established under this 1972 amendatory act shall act by majority vote. A vacancy on any such board shall not impair the right of the remaining members to exercise all of the powers of such board. In case of a vacancy due to death or resignation, the director may appoint a successor to fill such vacancy."

Renumber the remaining sections consecutively.

Representative Bledsoe spoke in favor of the amendment, and Representatives Bottiger and King spoke against it.

Mr. Bledsoe closed debate, speaking in favor of the amendment.

The amendment by Mr. Bledsoe was lost on a rising vote.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 232 as amended by the House was placed on final passage.

Representatives Bottiger and Newhouse spoke in favor of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 232 as amended by the House, and the bill passed the House by the following vote: Yeas, 89; nays, 9; not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bottiger, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Goldsworthy, Grant, Hansey, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kraabel, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Bluechel, Bozarth,

Gladder, Hatfield, Haussler, Kopet, Kuehnle, Polk, Richardson.

Not voting: Representative Rabel.

Engrossed Senate Bill No. 232 as amended by the House, 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 Mr. Grant, all bills passed by the House to this point in the proceedings were ordered transmitted immediately to the Senate.

ENGROSSED SENATE BILL NO. 393, by Senator Fleming:

Relating to industrial insurance.

The bill was read the second time.

Mr. Julin moved adoption of the following amendment: On page 1, after section 1 insert the following:

"Sec. 2. Section 26, chapter 289, Laws of 1971 ex. sess. and RCW 51.14.010 are each amended to read as follows:

(1) Every employer under this title shall secure the payment of compensation under this title by:

((1)) (a) Insuring and keeping insured the payment of such benefits with the state fund; ((or

(2)) (b) Qualifying as a self-insurer under this title ((or) ) or

(c) Insuring and keeping insured the payment of such benefits with any insurer authorized to transact workman's compensation in this state.

Sec. 3. Section 51.16.140, chapter 23, Laws of 1961 as last amended by section 77, chapter 289, Laws of 1971 ex. sess. and RCW 51.16.140 are each amended to read as follows:

Every employer ((who is not a self-insurer)) shall deduct from the pay of each of his workmen ((one-half of the amount he is required to pay, for medical benefits within each risk classification)) an amount equal to one-half of the medical aid rate promulgated by the department. Such an amount shall be periodically determined by the director and reported by him to all employers under this title: PROVIDED, That the state governmental unit shall pay the entire amount ((into the medical aid fund)) for volunteers, as defined in RCW 51.12.035. It shall be unlawful for the employer, unless specifically authorized by this title, to deduct or obtain any part of the premium or other costs required to be by him paid from the wages or earnings of any of his workmen, and the making of or attempt to make any such deduction shall be a gross misdemeanor."

Representatives Julin and Curtis spoke in favor of the amendment, and Representative Charette spoke against it.

Mr. Wolf demanded an electric roll call and the demand was sustained.

Mr. Savage spoke against adoption of the amendment.

The Speaker called on Mr. Newhouse to preside.

Mr. Rabel spoke in favor of the amendment, and Mr. Charette spoke again in opposition to it.

Representatives Smythe and Hubbard spoke in favor of the amendment.

#### POINT OF INQUIRY

Mr. Hubbard yielded to question by Mr. Ross.

Mr. Ross: "Would you please tell me what a militant farmer is? I am very curious."

Mr. Hubbard: "Well, he is a minority."

Mr. Savage spoke again in opposition to the amendment.

Mr. Barden demanded the previous question and the demand was sustained.

#### ROLL CALL

The Clerk called the roll on the adoption of the amendment by Mr. Julin to Engrossed Senate Bill No. 393, and the amendment was not adopted by the following vote: Yeas, 49; nays, 50; not voting, 0.

Voting yea: Representatives Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Hoggins, Hubbard, Jones, Jueling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehne, Mentor, Morrison, Newhouse, North, Pardini, Polk, Rabel, Richardson, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf, Mr. Speaker.

Voting nay: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Douthwaite, Gallagher, Grant, Haussler, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, O'Brien, Paris, Perry, Randall, Rosellini, Savage, Sawyer, Shipoch, Thompson, Van Dyk, Williams, Wojahn, Zimmerman.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 393 was placed on final passage.

Mr. Charette spoke in favor of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 393 and the bill passed the House by the following vote: Yeas, 97; nays, 1; not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representative Shinpoch.

Not voting: Representative Bledsoe.

Engrossed Senate Bill No. 393, 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.

HOUSE BILL NO. 261, by Representatives Morrison, Chatalas and Bagnariol (by Departmental request):

Making certain substantive, procedural, and housekeeping amendments to the law enforcement and fire fighters' retirement system.

On motion of Mr. Shera, Substitute House Bill No. 261 was substituted for House Bill No. 261, and the substitute bill was placed on the calendar for second reading.

Substitute House Bill No. 261 was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Substitute House Bill No. 261 was placed on final passage.

Representatives Shera, Chatalas and Morrison spoke in favor of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 261 and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson,

Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representative Litchman.

Substitute House Bill No. 261, 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.

ENGROSSED SENATE BILL NO. 175, by Senators Lewis, Atwood and Talley:

Providing tax exemptions for unprocessed timber held in storage area.

#### MOTION

On motion of Mr. Morrison, the House deferred consideration of Engrossed Senate Bill No. 175, and the bill was ordered placed at the bottom of today's second reading calendar.

ENGROSSED SENATE BILL NO. 79, by Senators Francis and Atwood:

Providing that irreconcilable differences between spouses without regard to fault constitute grounds for divorce.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 79 was placed on final passage.

Representatives Julin, Kilbury and Bottiger spoke in favor of the bill, and Representatives Eikenberry and Paris spoke against it.

The Speaker resumed the Chair.

#### ROLL CALL

The Clerk called the roll the final passage of Engrossed Senate Bill No. 79 and the bill failed to pass the House by the following vote: Yeas, 40; nays, 58; not voting, 1

Voting yea: Representatives Adams, Beck, Blair, Bluechel, Bottiger, Bradley, Brown, Charnley, Copeland, Douthwaite, Farr, Gilleland, Hubbard, Johnson, Jones, Julin, Kilbury, King, Kiskaddon, Knowles, Kraabel, Maxie, McDermott, Moon, Morrison, Newhouse, North, Rabel, Randall, Ross, Savage, Sawyer, Sera, Shipoch, Smythe, Thompson, Van Dyk, Williams, Wojahn, Mr. Speaker.

Voting nay: Representatives Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Benitz, Berentson, Bledsoe, Bozarth, Brouillet, Ceccarelli, Charette, Chatalas, Conner, Conway, Costanti, Cunningham, Curtis, Eikenberry, Flanagan, Gallagher, Garrett, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hurley, Jastad, Juelling, Kirk, Kopet, Kuehnle, Litchman, Luders, Marsh, Martinis, Marzano, May, McCormick, Mentor, Merrill, O'Brien, Pardini, Paris, Perry, Polk, Richardson, Rosellini, Schumaker, Smith, Spanton, Wanamaker, Wolf, Zimmerman.

Not voting: Representative Lysen.

Engrossed Senate Bill No. 79, having failed to receive the constitutional majority, was declared lost.

SENATE BILL NO. 177, by Senators Washington and Huntley:

Implementing law relating to joint school districts.

Committee on Education and Libraries recommendation: Majority, do pass with the following amendment:

On page 1, beginning on line 25 insert a new section as follows:

"NEW SECTION. Sec. 2. Each intermediate school district may purchase out of current operating funds insurance and otherwise provide for the defense, the indemnification, and the saving and holding harmless from any liability, judgment, cost or damages, including but not limited to legal fees and court costs incurred thereby, for members of the intermediate school district's board of directors arising out of their performance or failure of performance of duties for such intermediate school district."

Renumber the remaining section consecutively.

The bill was read the second time.

On motion of Mr. Hoggins, the committee amendment was adopted.

Mr. Charette moved adoption of the following amendment:

On page 2, line 2 insert a new section as follows:

"NEW SECTION. Sec. 3. Within thirty days after the effective date of this 1971 amendatory act, the board of directors of every school district by rules or regulations, shall establish a probationary period of three years for certificated employees employed after such rules or regulations become effective: PROVIDED, The board of directors may waive the probationary period in any case they so determine."

## POINT OF ORDER

Mr. Marsh: "I would ask the Speaker to rule whether this amendment is within the scope and object of the contents of this particular bill."

## RULING BY THE SPEAKER

The Speaker: "The title of Senate Bill No. 177 is very, very broad. It is 'AN ACT Relating to education.' However, in ruling on scope and object of a proposed amendment, the Speaker is not limited simply to the title of the bill. The Speaker has the duty and obligation, as I have stated on many previous occasions, to look at the actual content of the bill itself. The original Senate Bill No. 177 deals with only one section of the Revised Code of Washington, relating to organization and reorganization of school districts. It deals with the manner in which those districts may be consolidated and to which districts they should be consolidated. The committee amendment has already been adopted, which is now a part of the body of the bill. It pertains to intermediate school districts, but is likewise very narrow. It has to do with the ability of an intermediate school district only to purchase liability insurance to protect the members of the intermediate school district board. I don't believe this bill as yet, even in its amended form, has been opened up to the point where amendments can be considered which deal with the duties of school directors or the responsibilities of school directors with regard to their employees. Neither the original bill nor the committee amendment pertain to the powers and duties of school directors or their control over their employees or their teachers. The Speaker must therefore rule that the proposed amendment is beyond the scope and object of the bill."

Mr. Kuehnle moved adoption of the following amendment:

On page 2, line 2 following section 2, insert a new section to read as follows:

"NEW SECTION. Sec. 3. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.58 RCW a new section to read as follows:

In addition to the powers conferred under RCW 28A.58.045, the board of directors of any school district may, in the event the board finds that a sale of real property cannot be made in the manner provided by RCW 28A.58.045, engage an agent to negotiate the sale of any real property, the sale of which is authorized under RCW 28A.58.045: PROVIDED, That the board shall not obligate the school district to pay a fee for any such agent's services unless a sale be effected for not less than ninety percent of the appraised value thereof."

## POINT OF ORDER

Mr. Brouillet: "I would like to raise the same point of order as to the scope and object of the bill."

## RULING BY THE SPEAKER

The Speaker: "It would appear that the floor amendment by Mr. Kuehnle likewise deals with the powers and duties of school district boards of directors and would be beyond the scope and object, in line with the same ruling made on Mr. Charette's amendment."

Mr. Ross moved adoption of the following amendment:  
On page 1, after line 24, add new sections as follows:

NEW SECTION. Sec. 2. For the purposes of this chapter, the following definitions shall apply:

(1) 'Corporation' means a public, nonprofit corporation organized to operate an optional educational services program, and with the board of directors elected from the members of the community served by the corporation.

(2) 'OCESP school' means a school offering an optional community educational services program in accordance with the provisions of this chapter and which is operated by a corporation, using innovative educational techniques designed to best serve the community within which it operates.

(3) 'School board' means the board of directors of a school district.

(4) 'State board' means the state board of education.

(5) 'Superintendent' means the state superintendent of public instruction.

NEW SECTION. Sec. 3. (1) Any school district with a total enrollment exceeding seventy thousand students is hereby authorized to designate any public school facilities within such district as OCESP school facilities.

(2) Such school district may then negotiate with a corporation for the operation of such OCESP school. The school board may contract with those corporations as are approved by the state board of education to establish and carry out a program for such OCESP schools. During the period of such contract the school board may delegate to such corporation, subject to such planning, programming, budgeting, fiscal, accounting, evaluation, and auditing controls as it shall provide for in such contract, such of the powers, duties, and functions, or parts thereof, as are respectively vested in the school board or the superintendent of the school district by law as the board shall specify in the contract and which, in the judgment of the school board, are necessary or desirable to enable such corporation to establish and operate such OCESP schools and to develop, test, and evaluate educational innovations.

(3) Such contracts shall obligate the school district to pay to the corporation a certain sum for each pupil who attends the demonstration school. Such contracts shall be for a minimum term of one year, the contract year to correspond with the school year as defined by RCW 28A.01.020.

NEW SECTION. Sec. 4. (1) Moneys paid a corporation under section 3 of this 1972 amendatory act may come from any revenue source the school district may have.

(2) The expenditure of such payments under the

contract between the school district and the corporation shall be at the discretion of the corporation, subject to existing municipal, state, and federal laws governing accountability for public funds, including, but not limited to the provisions of chapter 28A.65 RCW.

NEW SECTION. Sec. 5. In addition to the powers and duties provided in RCW 28A.04.120, the state board shall:

(1) Examine and accredit OCESP schools carrying out a program for any or all of the grades kindergarten through twelve;

(2) At its discretion, modify the requirements for teachers in OCESP schools of certification by the state superintendent as provided by RCW 28A.67.010.

NEW SECTION. Sec. 6. (1) The teachers from the school district contracting with the corporation who are employed to teach in an OCESP school shall continue to accumulate tenure while employed by the educational service corporation.

(2) Teachers in an OCESP school, whether from the contracting school district or from an outside school district, and personnel hired as teachers by an OCESP school shall be eligible to join or continue to make contributions to the state teachers' retirement system, as established by chapter 41.32 RCW, with full rights and privileges of other members.

(3) The employment of teachers in an OCESP school shall not be subject to the contract provisions of RCW 28A.67.070.

NEW SECTION. Sec. 7. Any OCESP school or corporation operating such school shall have the authority to make necessary contracts with any school district, community college, college, university, business, industry, labor organization, or person to provide goods and services to be used in the operation of the OCESP school.

NEW SECTION. Sec. 8. (1) OCESP schools shall have the status of regular school districts for the purpose of direct requisition of surplus state and federal properties.

(2) OCESP schools shall have the status of tax exempt educational institutions.

NEW SECTION. Sec. 9. OCESP schools shall operate according to federal and state laws and regulations on requirements of racial integration and according to federal and state court decisions on requirements of racial integration.

NEW SECTION. Sec. 10. Sections 2 through 13 of this 1972 amendatory act may be known and cited as the "Optional Community Educational Services Act of 1972".

NEW SECTION. Sec. 11. Sections 2 through 10 and 13 of this 1972 amendatory act shall constitute a new chapter in Title 28A RCW.

NEW SECTION. Sec. 12. If any provision of this act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 13. To carry out the intentions of this chapter, it shall be liberally interpreted to grant community controlled educational service corporations a high degree of freedom in the methods and techniques employed.

NEW SECTION. Sec. 14. Sections 2 through 13 of this 1972 act shall expire six years after the effective date hereof."

Renumber section 2 as section 15.

#### POINT OF ORDER

Mr. Moon: "I would like to raise the same point of order--whether this amendment is within the scope and object of the bill."

#### RULING BY THE SPEAKER

The Speaker: "The proposed amendment by Mr. Ross appears to be a very comprehensive amendment, adding additional powers and duties to local school districts and, in addition, to the state board of education; prescribing many, many duties and functions which have no relationship to the consolidation of intermediate school districts or the matter of insurance protection provided for intermediate school directors. In line with my previous rulings, it would expand the scope and object, and is out of order."

Mr. Wolf moved that the rules be suspended, the second reading considered the third, and Senate Bill No. 177 as amended by the House be placed on final passage.

Mr. Haussler demanded an electric roll call and the demand was sustained.

Mr. Flanagan spoke in favor of the motion.

#### PERSONAL PRIVILEGE

Mr. Hoggins: "I would like to indicate that in my view the Speaker is ruling consistently with the way he ruled last session and also would indicate that the reason we got ourselves in a spot with this bill before is that nobody challenged the scope and object. It is not the Speaker's responsibility to rule on the scope until somebody raises the question."

Mr. Haussler spoke against the motion to advance the bill to final passage.

#### ROLL CALL

The Clerk called the roll on the motion by Mr. Wolf to suspend the rules and advance Senate Bill No. 177 as amended by the House to third reading and final passage, and the motion was lost by the following vote: Yeas, 51; nays, 46; not voting, 2.

Voting yea: Representatives Amen, Barden, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Hoggins, Hubbard, Johnson, Jones, Juelling, Julin,

Kirk, Kiskaddon, Kraabel, May, Mentor, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Richardson, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf, Mr. Speaker.

Voting nay: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Douthwaite, Gallagher, Grant, Haussler, Hurley, Jastad, Kilbury, Knowles, Kopet, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, McCormick, McDermott, Merrill, Moon, O'Brien, Perry, Randall, Rosellini, Savage, Sawyer, Shinpoch, Thompson, Van Dyk, Williams, Wojahn Zimmerman.

Not voting: Representatives King, Kuehnle.

Senate Bill No. 177 as amended by the House was passed to Committee on Rules and Administration for third reading.

REENGROSSED SENATE BILL NO. 71, by Senators Gissberg, Woodall and Cooney (by Legislative Council request):

Making the state liable for acts of a prisoner on furlough.

Committee on Judiciary recommendation: Majority, do pass with the following amendment:

On page 1, section 1, line 12 of the reengrossed bill, which is the last line of the Senate amendment by Senator Clarke, after "twenty-five thousand dollars" insert ": AND FURTHER PROVIDED AS FOLLOWS: (1) That neither an acquittal in a criminal prosecution nor the absence of any such prosecution shall be admissible in any action under this 1972 act as evidence of the noncriminal character of the acts giving rise to such action; (2) that evidence of a criminal conviction arising from acts which are the basis for an action under this 1972 act shall be admissible in such action for the limited purpose of proving the criminal character of the acts; (3) that acts which, but for the insanity or mental irresponsibility of the perpetrator, would constitute criminal conduct shall be deemed to be criminal conduct within the meaning of this section; (4) that the liability of the state of Washington under this 1972 act shall extend to damage caused by acts occurring prior to the effective date of this 1972 act."

The bill was read the second time.

On motion of Mr. Julin, the committee amendment was adopted.

Mr. Beck moved adoption of the following amendment:

On page 1, after line 16 insert a new section as follows:

"NEW SECTION. Sec. 2. No furloughs as authorized by RCW 72.66.020 shall be granted for a period of one year from the effective date of this act and until a committee designated by resolution of the legislature has studied and reviewed the system of granting furloughs as implemented by

this section and has reported to the legislature on the value and effectiveness of furloughs as a means of rehabilitating prisoners and assisting them to readjust to society, the means used to determine which prisoners will be benefited in their adjustment to society by a furlough and which prisoners are capable of being furloughed without creating a danger or menace to the public, and the supervision and control of prisoners during their furlough, and has made recommendations to be enacted for standards and controls in the granting and supervision of furloughs, and the administration of this section."

Renumber the remaining sections consecutively.

#### POINT OF ORDER

Mr. Julin: "May I ask the Speaker to rule on whether or not the proposed amendment by Representative Beck is within the scope and object of this particular measure which is fundamentally one creating a new cause of action in type of liability for the state of Washington and is limited to that limited purpose. Mr. Beck's amendment, while in a comparable section of the Code, deals with the entire furlough program."

#### POINT OF ORDER

Mr. Beck: "I would like just to make a comment. This amendment in no way affects the entire program. It just delays it for one year until a study can be made. The program and the law are still on the books."

#### RULING BY THE SPEAKER

The Speaker: "Thank you, Mr. Beck. I think you have made my decision on what my ruling should be. The bill itself is very limited. It has a benefit we didn't have in the last bill by the fact that it has an extremely limited title, which is, 'AN ACT Relating to liability for damages.' It is not an act relating to the furlough program, or to the Department of Institutions, or to institutions, or anything else. The committee amendment, through the very narrow scope of the bill, enlarged the scope and object of that bill only slightly by setting certain requirements and specifications for the admission of evidence and the like in criminal prosecutions. However, neither the original bill nor the committee amendment goes to the furlough program itself. Your amendment also refers to some resolution of the legislature to study and review this system. I am unaware of the resolution. It does seem to affect the entire furlough program, and the furlough concept itself. Therefore, it does expand the scope and object of the bill."

#### APPEAL FROM DECISION OF CHAIR

Mr. Beck: "I would like to appeal the decision of the Chair and submit it to the body."

The Speaker: "Reading from House Rule 77, the question shall be, 'Shall the decision of the Chair stand as the judgment of the House?' That is the question before the body. Are there any remarks?"

Mr. Beck spoke in favor of the motion.

#### POINT OF ORDER

Mr. Charette: "Mr. Speaker, my point of order is that on an appeal of the ruling of the Speaker, the subject matter is the matter that the Speaker ruled on--not the merits of the matter. I respectfully suggest that Mr. Beck should be limited as to whether or not his amendment was within the scope and object, not the merits of the amendment itself."

The Speaker: "I think the point is well taken, if you would confine your remarks, Mr. Beck."

Mr. Beck continued his remarks.

#### REMONSTRANCE BY THE SPEAKER

The Speaker: "Mr. Beck, you are not speaking to the question of whether your amendment is within the scope and object of the bill. If you continue with those remarks, you will be ruled out of order."

Mr. Beck concluded his remarks.

The Speaker called on Mr. Copeland to preside.

#### PARLIAMENTARY INQUIRY

Mr. Moon: "A vote yes will be upholding the ruling of the Speaker?"

The Speaker (Mr. Copeland presiding): "That is correct. An affirmative vote upholds the ruling of the Chair. The question before the House is the question on the appeal of the ruling of the Chair, based on whether or not Mr. Beck's amendment enlarges the scope and object of Reengrossed Senate Bill No. 71."

The decision of the Chair was upheld.

The Speaker resumed the Chair.

#### PARLIAMENTARY INQUIRY

Mrs. Hurley: "I hope it would be all right to ask you a hypothetical question, and ask your ruling on it, Mr. Speaker. (I have never heard this done.) If Mr. Beck had said, 'Notwithstanding the ruling of the Speaker, I move that this body consider my amendment,' would that have meant the same thing, or would it not?"

The Speaker: "I believe that would have meant the same thing."

Mr. Smith moved adoption of the following amendment:  
On page 1, line 10 of the reengrossed bill, being the last line of the amendment by Senator Gissberg after "furlough" insert "or by any person who has escaped from a correctional institution operated by the state, or by any person who has left an institution for the mentally ill without authorization"

Representative Smith spoke in favor of the amendment, and Representatives Bottiger and Julin spoke against it.

Mr. Smith closed debate, speaking in favor of the amendment.

The amendment by Mr. Smith was not adopted.

Mr. Beck moved adoption of the following amendment:  
On page 1, after section 1 insert a new section as follows:

"Sec. 2. Section 3, chapter 58, Laws of 1971 ex. sess. and RCW 72.66.020 are each amended to read as follows:

The secretary is authorized to grant furloughs to persons convicted of a felony and serving a sentence for a term of confinement in a state correctional institution, except those persons who are serving mandatory minimum terms of confinement as now or hereafter provided by law and those persons who are serving sentences for or who have in the past been convicted of any of the crimes of arson, assault, burglary, homicide, kidnapping, rape, sodomy, robbery, mayhem, or of the possession or sale of narcotic drugs, or of any crime in which force or violence or the threat of force or violence was perpetrated upon any victim by such person, or of any crime in which a weapon of any kind was used or threatened to be used upon any victim by such person. Any furlough granted by the secretary shall authorize the release of the convicted person from confinement by the superintendent of a state correctional institution and may require the supervision of the prisoner by a state probation and parole officer at a place designated in the order of furlough within this state for a period not to exceed thirty days under such terms and conditions as the secretary may deem appropriate: PROVIDED, That no more than sixty days of furlough shall be granted in any one year."

Renumber the remaining sections consecutively.

#### POINT OF ORDER

Mr. Julin: "Mr. Speaker, I again ask the Speaker to rule on an amendment that I have not yet seen, but have just heard read, as to whether this too does not expand upon the very limited scope and object of the bill presently before the House."

## RULING BY THE SPEAKER

The Speaker: "Based upon my previous rulings, this amendment goes even farther than the previous amendment did, which called for a legislative study and a one-year moratorium on the furlough program itself. This one actually goes farther than that and specifies certain crimes for which furloughs will not be permitted. It goes to the very heart of the furlough program. Again, the bill before us is one relating to liability of the state for damages. It is very narrow, and in line with my previous rulings, I will have to rule this one likewise out of order."

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Reengrossed Senate Bill No. 71 as amended by the House was placed on final passage.

## ROLL CALL

The Clerk called the roll on the final passage of Reengrossed Senate Bill No. 71 as amended by the House, and the bill passed the House by the following vote: Yeas, 98; nays, 1; not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Cpeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman.

Voting nay: Mr. Speaker.

Reengrossed Senate Bill No. 71 as amended by the House, 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.

ENGROSSED SENATE BILL NO. 169, by Senators Lewis, Talley, Foley, Stender, Stortini and Elicker (by Department of Labor and Industries request):

Creating an industrial health and safety act providing for better working conditions in all work places.

Committee recommendation: Majority do pass as amended. (For amendments, see Journal for thirty-second day, February 10, 1972.)

The bill was read the second time.

On motion of Mr. Hubbard, all committee amendments except the committee amendment to page 26, line 23, and the title amendment were adopted.

Mr. Hubbard moved adoption of the amendment to page 26, line 23 of the engrossed bill.

Representatives Hubbard, Newhouse and Bledsoe spoke in favor of the committee amendment, and Representatives Perry and Douthwaite spoke against it.

Mr. Beck demanded the previous question and the demand was sustained.

The committee amendment to page 26 was adopted on a rising vote.

The Clerk read the following amendment by Mr. Hubbard:

On page 4, section 3, line 6 after "self-insurer" and before the period insert the following: ": PROVIDED FURTHER, That notwithstanding the above, this act shall not apply to employers, employees, or workplace subject to the Federal Railroad Safety Act of 1970, Public Law 91-458"

With the consent of the House, Mr. Hubbard withdrew the amendment.

Mr. Perry moved adoption of the following amendment by Representatives Perry and Hubbard:

On page 20, section 18, line 7 of the engrossed bill, being line 7 of the Senate amendment after "be" strike the balance of the subsection and insert "prohibited from performing work involving the violation and the employer and employee shall be notified"

Representatives Perry and Hubbard spoke in favor of the amendment.

The amendment was adopted.

On motion of Mr. Hubbard, the committee amendment to the title was adopted.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 169 as amended by the House was placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 169 as amended by the House, and the bill passed the House by the following vote: Yeas, 87; nays, 9; not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth,

Bradley, Brouillet, Brown, Ceccarelli, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lysen, Marsh, Marzano, Maxie, McCormick, McDermott, Mentor, Merrill, Morrison, North, O'Brien, Pardini, Paris, Polk, Rabel, Randall, Richardson, Rosellini, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Charette, Gallagher, Grant, Martinis, May, Newhouse, Perry, Ross, Williams.

Not voting: Representatives Johnson, Kuehnle, Moon.

Engrossed Senate Bill No. 169 as amended by the House, 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.

#### STATEMENT FOR THE JOURNAL

I wish to be recorded as voting no on final passage of Engrossed Senate Bill No. 169.

DORIS JOHNSON, District 16-A.

HOUSE BILL NO. 128, by Representatives Wolf, Pardini, Curtis, Polk, Hatfield, Barden, Brown, Ceccarelli, Eikenberry, Hoggins, Jones, Litchman, Mentor and Shera:

Protecting certain officials, employees or agents of institutions of higher education from actions arising out of their failure to perform or performance of their duties.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and House Bill No. 128 was placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 128 and the bill passed the House by the following vote: Yeas, 88; nays, 7; not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Jastad, Johnson, Jones, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson,

Rosellini, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Bottiger, Bradley, Douthwaite, Grant, Hurley, Sawyer, Shinpoch.

Not voting: Representatives Flanagan, Juelling, Kuehnle, Savage.

House Bill No. 128, 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.

SUBSTITUTE SENATE BILL NO. 403, by Committee on Judiciary (Originally sponsored by: Senators Dore and Mardesich):

Excluding patronage dividends from the definition of security sales.

Committee on Judiciary recommendation: Majority, do pass as amended. (For amendments see Journal for thirty-third day, February 11, 1972.)

The bill was read the second time.

On motion of Mr. Julin, the committee amendments were adopted.

#### POINT OF INQUIRY

Mr. Julin yielded to question by Mr. Pardini.

Mr. Pardini: "Mr. Julin, this is a pretty technical field, and it is a definition of security instruments...."

The Speaker: "Mr. Pardini, there is nothing before the House at the moment. For what purpose do you rise?"

Mr. Pardini: "To ask Mr. Julin a question."

The Speaker: "There is nothing before the House. There is no amendment, no bill, nothing."

#### MOTION

Mr. Pardini moved that further consideration of Substitute Senate Bill No. 403 be deferred, and that the bill be placed at the bottom of today's second reading calendar.

The motion was lost.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Substitute Senate Bill No. 403 as amended by the House was placed on final passage.

Representatives Julin and Bottiger spoke in favor of passage of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 403 as amended by the House, and the bill passed the House by the following vote: Yeas, 81; nays, 17; not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Bauer, Beck, Benitz, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Copeland, Costanti, Curtis, Douthwaite, Eikenberry, Farr, Gallagher, Garrett, Gladder, Goldsworthy, Grant, Hatfield, Haussler, Hurley, Jastad, Johnson, Jueling, Kilbury, King, Kirk, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Marsh, Martinis, Marzano, Maxie, May, McCormick, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Zimmerman, Mr. Speaker.

Voting nay: Representatives Barden, Berentson, Bradley, Conway, Cunningham, Flanagan, Gilleland, Hansey, Hoggins, Hubbard, Jones, Julin, Lysen, McDermott, Polk, Smythe, Wolf.

Not voting: Representative Kiskaddon.

Substitute Senate Bill No. 403 as amended by the House, 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.

ENGROSSED SUBSTITUTE SENATE BILL NO. 29, by Committee on Medicine, Dentistry, and Health Care, Air and Water Pollution (Originally sponsored by Senators Holman, Day and Dore):

Enacting the uniform alcoholism and intoxication treatment act.

Committee on Social and Health Services recommendation: Majority, do pass with the following amendment:

On page 25, section 31, line 18 of the engrossed bill, being line 12 of the printed bill, after "effective" strike the rest of the sentence and insert "January 1, 1974"

The bill was read the second time.

On motion of Mr. Farr, the committee amendment was adopted.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Substitute Senate Bill No. 29 as amended by the House was placed on final passage.

Mr. Ceccarelli spoke in favor of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 29 as amended by the House and the bill passed the House by the following vote: Yeas, 95; nays, 2; not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraebel, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Kuehnle, Richardson.

Not voting: Representatives Hatfield, Spanton.

Engrossed Substitute Senate Bill No. 29 as amended by the House, 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.

ENGROSSED SENATE BILL NO. 175, by Senators Lewis, Atwood and Talley:

Providing tax exemptions for unprocessed timber held in storage area.

MOTION

On motion of Mr. Bledsoe, the House deferred consideration of Engrossed Senate Bill No. 175 and the bill was made a special order of business for 5:15 this afternoon.

ENGROSSED SENATE BILL NO. 3, by Senator Wilson:

Including Indian tribes within the definition of public body as term is used in marine recreation land act of 1964.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 3 was placed on final passage.

Mr. Schumaker spoke in favor of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 3 and the bill passed the House by the following vote: Yeas, 95; nays, 3; not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shimpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Bottiger, Conner, Lysen.

Not voting: Representative Bozarth.

Engrossed Senate Bill No. 3, 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.

ENGROSSED SENATE BILL NO. 4, by Senators Guess, Cooney, Keefe, Day and Twiggs:

Reducing camper excise tax to one per cent.

Committee on Revenue and Taxation recommendation: Majority, do pass as amended. (For amendments see Journal for thirty-third day, February 11, 1972.)

The bill was read the second time.

Mr. Flanagan moved adoption of the committee amendment to page two, and spoke in favor of the amendment.

## PERSONAL PRIVILEGE

Mr. Marzano: "Point of personal privilege, Mr. Speaker. I would like to concur with the Chairman of Revenue and Taxation Committee and say that a half loaf of bread is better than nothing. We are reducing the excise tax from two percent to one percent. There are a lot of members on this side who have worked hard, and we hope that you vote favorably."

The committee amendment was adopted.

On motion of Mr. Flanagan, the committee amendment to the title was adopted.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 4 as amended by the House was placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 4 as amended by the House, and the bill passed the House by the following vote: Yeas, 92; nays, 6; not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Bledsoe, Bluechel, Bottiger, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Savage, Sawyer, Schumaker, Shera, Shinoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Blair, Charnley, Flanagan, Kraabel, May, Ross.

Not voting: Representative Bozarth.

Engrossed Senate Bill No. 4, as amended by the House, 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.

#### SENATE BILL NO. 23, by Senators Walgren and Talley:

Extending certain harbor lines.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Senate Bill No. 23 was placed on final passage.

Mr. Mentor spoke in favor of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 23 and the bill passed the House by the following vote: Yeas, 94; nays, 5; not voting, 0.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Gallagher, Garrett,

Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Amen, Flanagan, Lysen, Moon, Spera.

Senate Bill No. 23, 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.

ENGROSSED SENATE BILL NO. 28, by Senators Foley, Atwood and Mardesich (by Legislative Budget Committee request):

Creating a state treasurer's advisory committee.

Committee on State Government recommendation: Majority, do pass with the following amendment:

On page 3, line 16 of the engrossed bill, being line 5 of the Senate committee amendment, after "of the" strike "Association of Washington County Commissioners" and insert "Washington State Association of Counties"

The bill was read the second time.

On motion of Mr. Bluechel, the committee amendment was adopted.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 28 as amended by the House, was placed on final passage.

Mr. Kopet spoke in favor of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 28 as amended by the House, and the bill passed the House by the following vote: Yeas, 99; nays, 0; not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison,

Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Engrossed Senate Bill No. 28, as amended by the House, 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.

ENGROSSED SENATE BILL NO. 49, by Senators Ridder, Peterson (Ted) and Odegaard (by Joint Committee on Education request):

Providing for the distribution of funds for educational opportunities of secondary school pupils residing in nonhigh school districts.

#### MOTION

On motion of Mr. Wolf, Engrossed Senate Bill No. 49 was rereferred to the Committee on Rules and Administration.

SENATE BILL NO. 56, by Senators Holman and Dore (by Judicial Council request):

Permitting six member juries.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Senate Bill No. 56 was placed on final passage.

Mr. Julin spoke in favor of the bill.

#### POINT OF INQUIRY

Mr. Julin yielded to question by Mr. Martinis.

Mr. Martinis: "Axel, is there any provision in this bill that allows the computer selection of a jury?"

Mr. Julin: "The answer to your question is no, Mr. Martinis. We did not have time to perfect that particular amendment at this time."

#### ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 56 and the bill passed the House by the following vote: Yeas, 94; nays, 3; not voting, 2.

Voting yeas: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland,

Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hubbard, Hurley, Jastad, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Charette, Johnson, Lysen.

Not voting: Representatives Bauer, Hoggins.

Senate Bill No. 56, 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.

ENGROSSED SENATE BILL NO. 63, by Senators Henry, Guess, Walgren, Peterson (Lowell), Talley, Huntley, Donohue, Matson and Bailey:

Providing for minors, unable to take a driver education course, to get a driver's license.

Committee on Transportation recommendation: Majority, do pass as amended. (For amendments see Journal for twenty-ninth day, February 7, 1972.)

The bill was read the second time.

On motion of Mr. Berentson, the committee amendments were adopted.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 63 as amended by the House, was placed on final passage.

Mr. Berentson spoke in favor of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 63 as amended by the House, and the bill passed the House by the following vote: Yeas, 93; nays, 5; not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chatalas, Conner, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk,

Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Charnley, Conway, Kilbury, Lysen, Smith.

Not voting: Representative Julin.

Engrossed Senate Bill No. 63, as amended by the House, 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.

SPECIAL ORDER OF BUSINESS

The hour of 5:15 p.m. having arrived, the Speaker declared the question before the House to be the special order of business, Engrossed Senate Bill No. 175 on second reading.

ENGROSSED SENATE BILL NO. 175, by Senators Lewis, Atwood and Talley:

Providing tax exemptions for unprocessed timber held in storage area.

MOTION

On motion of Mr. Bledsoe, the House reverted to the third order of business.

MESSAGES FROM THE SENATE

February 12, 1972

Mr. Speaker:

The Senate has passed HOUSE BILL NO. 45 with the following amendments:

In line 3 of the title after "84.36.160;" and before "and prescribing" insert "amending section 84.36.140, chapter 15, Laws of 1961 and RCW 84.36.140;"

On page 2, line 3, add the following new section:

"Sec. 2. Section 84.36.140, chapter 15, Laws of 1961 and RCW 84.36.140 are each amended to read as follows:

All grains and flour, fruit and fruit products, unprocessed timber, vegetables and vegetable products, and fish and fish products, while being transported to or held in storage in a public or private warehouse or storage area shall be exempt from taxation if actually shipped to points outside the state on or before April 30th of the first year for which they would otherwise be taxable: PROVIDED, That proof of shipment be furnished as required in RCW 84.36.150: PROVIDED FURTHER, That the exemption provided for herein with respect to unprocessed timber shall be applicable only with respect to such timber if actually shipped to points outside the United States, its territories and possessions."

Renumber section 2 to read section 3, and the same is herewith transmitted.

Sidney R. Snyder, Secretary

## MOTION

Mr. Bledsoe moved that the House concur in the Senate amendments to House Bill No. 45.

Representatives Bledsoe, Benitz, Conner and Eikenberry spoke in favor of the motion, and Representatives Bottiger, McDermott, Moon, Pardini, Haussler and Ross spoke against it.

Mr. Newhouse demanded the previous question and the demand was sustained.

Mr. Chatalas demanded an electric roll call and the demand was sustained.

## ROLL CALL

The Clerk called the roll on the motion by Mr. Bledsoe that the House concur in the Senate amendments to House Bill No. 45, and the motion was carried by the following vote: Yeas, 49; nays, 47; not voting 3.

Voting yea: Representatives Adams, Amen, Anderson, Bagnariol, Barden, Beck, Benitz, Berentson, Bledsoe, Bluechel, Ceccarelli, Charette, Conner, Conway, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Garrett, Gladder, Goldsworthy, Hansey, Hatfield, Hubbard, Jueling, Kopet, Marsh, Martinis, Marzano, McCormick, Mentor, Merrill, Morrison, Newhouse, Paris, Richardson, Rosellini, Savage, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wojahn, Zimmerman, Mr. Speaker.

Voting nay: Representatives Backstrom, Bauer, Blair, Bottiger, Bozarth, Bradley, Brouillet, Brown, Charnley, Chatalas, Douthwaite, Gallagher, Gilleland, Grant, Haussler, Hoggins, Hurley, Jastad, Johnson, Jones, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kraabel, Litchman, Luders, Lysen, Maxie, May, McDermott, Moon, North, O'Brien, Pardini, Perry, Polk, Rabel, Randall, Ross, Sawyer, Shinoch, Thompson, Van Dyk, Williams.

Not voting: Representatives Copeland, Kuehnle, Wolf.

## FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of House Bill No. 45 as amended by the Senate.

Representative Bledsoe spoke in favor of the bill, and Representatives Bottiger and Kraabel spoke against it.

## ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 45 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 51; nays, 48; not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Bagnariol, Beck, Benitz, Berentson, Bledsoe, Bluechel, Ceccarelli, Charette, Conner, Copeland, Costanti, Cunningham, Curtis, Farr, Flanagan, Garrett, Gladder, Goldsworthy, Hansey, Hatfield, Hubbard, Juelling, Kirk, Kopet, Kuehnle, Marsh, Martinis, Marzano, McCormick, Mentor, Merrill, Morrison, Newhouse, Paris, Richardson, Rosellini, Savage, Schumaker, Shera, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Wojahn, Wolf, Mr. Speaker.

Voting nay: Representatives Backstrom, Barden, Bauer, Blair, Bottiger, Bozarth, Bradley, Brouillet, Brown, Charnley, Chatalas, Conway, Douthwaite, Eikenberry, Gallagher, Gilleland, Grant, Haussler, Hoggins, Hurley, Jastad, Johnson, Jones, Julin, Kilbury, King, Kiskaddon, Knowles, Kraabel, Litchman, Luders, Lysen, Maxie, May, McDermott, Moon, North, O'Brien, Pardini, Perry, Polk, Rabel, Randall, Ross, Sawyer, Shinpoch, Williams, Zimmerman.

House Bill No. 45 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.

#### MOTION

On motion of Mr. Bledsoe, the House advanced to the eighth order of business.

#### SECOND READING

ENGROSSED SENATE BILL NO. 175, by Senators Lewis, Atwood and Talley:

Providing tax exemptions for unprocessed timber held in storage area.

#### MOTION

On motion of Mr. Wolf, Engrossed Senate Bill No. 175 was rereferred to the Committee on Rules and Administration.

SENATE BILL NO. 68, by Senators Holman, Gardner and Francis (by Department of Social and Health Services request):

Permitting correctional institutions officers to take acknowledgments and oaths.

Committee on Judiciary recommendation: Majority, do pass with the following amendment:

On page 1, section 1, line 12 after "to be administered" insert ", all of the foregoing acts to have the same effect as if performed by a notary public"

The bill was read the second time.

On motion of Mr. Julin, the committee amendment was adopted.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Senate Bill No. 68 as amended by the House was placed on final passage.

#### ROLL CALL

The Clerk called and the roll on the final passage of Senate Bill No. 68 as amended by the House, and the bill passed the House by the following vote: Yeas, 95; nays, 1; not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representative Gallagher.

Not voting: Representatives Flanagan, Marzano, Pardini.

Senate Bill No. 68 as amended by the House, 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.

ENGROSSED SENATE BILL NO. 74, by Senators Gissberg, Atwood, Dore and Holman:

Allowing for certain deductions from gross value of an estate in determining the amount of inheritance taxes due when there is no probate.

Committee on Judiciary recommendation following amendment:

On page 1, section 1, beginning on line 8 of both the printed and engrossed bills, after "RCW 83.24.010," strike everything through "death," on line 13 and insert "the local and state taxes due from the decedent prior to his death; a reasonable sum for funeral expenses, monument or crypt; the cost of appraisement made for purposes of determining the inheritance tax, the amount of said deduction as to each appraisement not to exceed one-tenth of one percent of the gross value of the assets appraised; reasonable attorney's fees; and all debts owing by the decedent at the time of his death;"

The bill was read the second time.

On motion of Mr. Julin, the committee amendment was adopted.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 74 as amended by the House was placed on final passage.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 74 as amended by the House, and the bill passed the House by the following vote: Yeas, 94; nays, 3; not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Charnley, Douthwaite, Johnson.

Not voting: Representatives Bottiger, Sawyer.

Engrossed Senate Bill No. 74 as amended by the House, 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.

SENATE BILL NO. 82, by Senators Gissberg, Clarke and Talley (by Department of Social and Health Services request):

Amending regulations governing transfer of inmates from correctional to mental institutions.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Senate Bill No. 82 was placed on final passage.

Mr. Farr spoke in favor of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 82 and the bill passed the House by the following vote: Yeas, 94; nays, 0; not voting, 5.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kuehnle, Litchman, Luders, Marsh, Martinis, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Bledsoe, Kraabel, Lysen, Marzano, Morrison.

Senate Bill No. 82, 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.

SENATE BILL NO. 84, by Senators Peterson (Ted), Knoblauch and Francis (by Department of Social and Health Services request):

Giving totally blind disabled veterans free motor vehicle licenses.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Senate Bill No. 84 was placed on final passage.

Mr. Farr spoke in favor of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 84 and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Cunningham, Hubbard.

Senate Bill No. 84, 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.

SENATE BILL NO. 89, by Senators Stortini, Washington and Fleming:

Establishing procedure for lost unemployment checks.

Committee on State Government recommendation: Majority, do pass with the following amendments:

On page 1, section 1, line 18, after "paid" and before the semicolon insert ", or has not been received by him"

On page 1, section 1, line 23, after "PROVIDED," insert "That the proper owner, payee, or legal representative thereof and sureties shall not be liable where the payment of the original warrant resulted from forgery or fraud by others, not aided or abetted by such proper owner, payee or legal representative thereof or sureties, or occurred as a result of their negligence: PROVIDED FURTHER,"

The bill was read the second time.

On motion of Mr. Bluechel, the committee amendments were adopted.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Senate Bill No. 89 as amended by the House was placed on final passage.

#### ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 89 as amended by the House and the bill passed the House by the following vote: Yeas, 99; nays, 0; not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Senate Bill No. 89 as amended by the House, 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.

SENATE BILL NO. 98, by Senators Scott and Wilson (by Secretary of State request):

Providing procedures in cases of candidacy voids.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Senate Bill No. 98 was placed on final passage.

Mr. Brown spoke in favor of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 98 and the bill passed the House by the following vote: Yeas, 99; nays, 0; not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Senate Bill No. 98, 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.

ENGROSSED SENATE BILL NO. 102, by Senators Jolly, Washington and Huntley:

Allowing mosquito control districts to give notice of hearings under assessment rolls by publication only.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 102 was placed on final passage.

Mr. Benitz spoke in favor of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 102 and the bill passed the House by the following vote: Yeas, 87; nays, 9; not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brown, Ceccarelli, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Marsh, Martinis, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Brouillet, Charette, Grant, Jones, Polk, Shera, Shinpoch, Williams, Wojahn.

Not voting: Representatives Juelling, Lysen, Marzano.

Engrossed Senate Bill No. 102, 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.

ENGROSSED SENATE BILL NO. 149, by Senators Washington, Atwood and Knoblauch (by Washington Historical Society request):

Creating a commission to commemorate the U. S. bicentennial.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 149 was placed on final passage.

Mr. Bluechel spoke in favor of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 149 and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher,

Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representative Juelling.

Engrossed Senate Bill No. 149, 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.

SENATE BILL No. 181, by Senators Foley, Atwood and Sandison:

Authorizing the governor with the concurrence of the building authority to transfer funds between particular capital building projects except as between institutions of higher education.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Senate Bill No. 181 was placed on final passage.

Mr. Goldsworthy spoke in favor of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 181 and the bill passed the House by the following vote: Yeas, 99; nays, 0; not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Senate Bill No. 181, 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.

ENGROSSED SUBSTITUTE SENATE BILL NO. 200, by Committee on Natural Resources, Fisheries and Game (Originally sponsored by: Senator Peterson [Lowell]):

Relating to food fish and shellfish.

MOTION

On motion of Mr. Bledsoe, consideration of Engrossed Substitute Senate Bill No. 200 was deferred, and the bill was ordered placed at the bottom of today's second reading calendar.

SENATE BILL NO. 246, by Senator Durkan:

Expanding the definition of "child" in regard to industrial insurance.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Senate Bill No. 246 was placed on final passage.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 246 and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lysen, Marsh, Martinis, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoeh, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representative Marzano.

Senate Bill No. 246, 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.

ENGROSSED SENATE BILL NO. 253, by Senator Gissberg:

Pertaining to board of governors of the state bar association.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 253 was placed on final passage.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 253 and the bill passed the House by the following vote: Yeas, 98; nays, 1; not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representative Polk.

Engrossed Senate Bill No. 253, 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.

SENATE BILL NO. 263, by Senator Gissberg:

Authorizing the issuance of revenue bonds by park and recreation districts for recreational facilities.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Senate Bill No. 263 was placed on final passage.

Mr. Zimmerman spoke in favor of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 263 and the bill passed the House by the following vote: Yeas, 78; nays, 20; not voting 1.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Berentson, Bluechel, Bottiger, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Gilleland, Goldsworthy, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Jastad, Johnson, Jones,

Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Shera, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Zimmerman, Mr. Speaker.

Voting nay: Representatives Amen, Benitz, Blair, Bledsoe, Bradley, Brown, Garrett, Gladder, Grant, Hurley, Kuehnle, Lysen, Mentor, Pardini, Polk, Schumaker, Shinpoch, Smith, Spanton, Wolf.

Not voting: Representative Bozarth.

Senate Bill No. 263, 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.

SUBSTITUTE SENATE BILL NO. 272, by Committee on State Government (Originally sponsored by: Senators Gissberg and Metcalf):

Regulating the intergovernmental disposition of property.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Substitute Senate Bill No. 272 was placed on final passage.

Mr. Smythe spoke in favor of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 272 and the bill passed the House by the following vote: Yeas, 93; nays, 6; not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kraabel, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Blair, Brouillet, Gladder, Kopet, Kuehnle, Richardson.

Substitute Senate Bill No. 272, 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.

SENATE BILL NO. 276, by Senators Walgren and Andersen (by Board of Prison Terms and Paroles request):

Providing for review of convicted inmates' period of confinement.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Senate Bill No. 276 was placed on final passage.

Mr. Farr spoke in favor of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 276 and the bill passed the House by the following vote: Yeas, 74; nays, 24; not voting, 1.

Voting yea: Representatives Backstrom, Bagnariol, Bauer, Beck, Berentson, Blair, Bluechel, Bottiger, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Copeland, Costanti, Cunningham, Douthwaite, Farr, Gallagher, Garrett, Gilleland, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lysen, Marsh, Marzano, Maxie, McCormick, McDermott, Merrill, Morrison, Newhouse, North, O'Brien, Perry, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Shera, Shinpoch, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Zimmerman, Mr. Speaker.

Voting nay: Representatives Adams, Amen, Barden, Benitz, Bledsoe, Bozarth, Conway, Curtis, Eikenberry, Flanagan, Gladder, Kuehnle, Martinis, May, Mentor, Moon, Pardini, Paris, Polk, Richardson, Schumaker, Smith, Wojahn, Wolf.

Not voting: Representative Anderson.

Senate Bill No. 276, 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.

ENGROSSED SENATE BILL NO. 298, by Senators Ridder, Keefe and Peterson (Ted) (by Department of Social and Health Services request):

Conditioning state financial assistance to local alcoholism facilities upon specified minimum local financial support.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 298 was placed on final passage.

Mr. Farr spoke in favor of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 298 and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Pabel, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representative Randall.

Engrossed Senate Bill No. 298, 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.

SENATE BILL NO. 312, by Senators Walgren, Andersen and Odegaard (by Board of Prison Terms and Paroles request):

Altering requirements needed to change a convicted inmate's minimum sentence.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Senate Bill No. 312 was placed on final passage.

Mr. Farr spoke in favor of the bill.

POINT OF INQUIRY

Mr. Julin yielded to question by Mr. Kuehne.

Mr. Kuehne: "I am concerned about the language. The thrust, I think, is to permit the board of prison terms and paroles to increase for improper behavior. But if I interpret this language correctly (it says ' . . . the board of prison terms and paroles may revoke any order theretofore made determining the length of time such

convicted person shall be imprisoned. . .'). I think that actually this language can be interpreted so as to allow that board to decrease the term."

Mr. Julin: "Representative Kuehnle, I do not have that familiarity, and I would have to defer in answering. Simply, at this point, I do not know for sure."

#### ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 312 and the bill passed the House by the following vote: Yeas, 81; nays, 18; not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Berentson, Blair, Bledsoe, Bluechel, Bradley, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Douthwaite, Farr, Flanagan, Gallagher, Garrett, Gilleland, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kraabel, Litchman, Luders, Lysen, Marsh, Marzano, Maxie, McCormick, McDermott, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Savage, Sawyer, Shera, Shinpoch, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Benitz, Bottiger, Bozarth, Brouillet, Curtis, Eikenberry, Gladder, Juelling, Kopet, Kuehnle, Martinis, May, Mentor, Richardson, Ross, Schumaker, Smith, Wojahn.

Senate Bill No. 312, 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.

SUBSTITUTE SENATE BILL NO. 355, by Committee on Transportation (Originally sponsored by: Senators Huntley and Washington):

Relating to distribution of motor vehicle fuel taxes.

#### MOTION

On motion of Mr. Bledsoe, the House deferred consideration of Substitute Senate Bill No. 355 and the bill was ordered placed at the bottom of today's second reading calendar.

SUBSTITUTE SENATE BILL NO. 386, by Committee on Judiciary (Originally sponsored by: Senator Walgren):

Increasing penalties for defrauding hotels, inns, restaurants and boarding houses.

Committee on Judiciary recommendation: Majority, do pass with the following amendments:

On page 1, section 1, line 20 after "aggregate"  
strike "amount" and insert "value"  
On page 1, section 1, line 21 after "so obtained"  
insert "within a thirty-day period"  
On page 2, section 2, line 12 after "aggregate"  
strike "amount" and insert "value"  
On page 2, section 2, line 13 after "so obtained"  
insert "within a thirty-day period"

The bill was read the second time.

On motion of Mr. Julin, the committee amendments were adopted.

Mr. Wolf moved that the rules be suspended, the second reading considered the third, and Substitute Senate Bill No. 386 as amended by the House, be placed on final passage.

Mr. Charette spoke against the motion.

The motion by Mr. Wolf was lost.

Substitute Senate Bill No. 386 as amended by the House was passed to Committee on Rules and Administration for third reading.

SENATE BILL NO. 417, by Senator Mardesich:

Providing for awards in lieu of homestead to a value as of the time of granting the award.

The bill was read the second time.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Senate Bill No. 417 was placed on final passage.

Mr. Julin spoke in favor of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 417 and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 2.

Voting Yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Williams, Wojahn, Wolf,

Zimmerman, Mr. Speaker.

Not voting: Representatives Berentson Wanamaker.

Senate Bill No. 417, 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.

ENGROSSED SUBSTITUTE SENATE BILL NO. 200, by Committee on Natural Resources, Fisheries and Game (Originally sponsored by: Senator Peterson [Lowell]):

Relating to food fish and shellfish.

The bill was read the second time.

Mr. Hansey moved adoption of the following amendment by Representatives Hansey, Luders, Bauer and Costanti:

On page 2, section 3, line 2 following "Sec. 3." strike the remainder of the bill and insert the following:

"There is added to chapter 12, Laws of 1955 and to chapter 75.28 RCW a new section to read as follows:

Canadian resident personal use licenses issued under this act shall not be transferable and shall be issued to Canadian vessels in the form of a decal. It shall be unlawful for a Canadian vessel engaged in personal use food fish or shellfish fishing to fail to display in a prominent place the license decal required under the provisions of this act.

NEW SECTION. Sec. 4. There is added to chapter 12, Laws of 1955 and to chapter 75.28 RCW a new section to read as follows:

All moneys received from the issuance of the Canadian resident personal use license shall be paid by the director into a food fisheries revenue account within the general fund which is hereby created. The moneys shall be used exclusively by the department for the propagation and preservation of salmon and shall not affect the determined current level of operations and capital outlay of the department.

NEW SECTION. Sec. 5. There is added to chapter 12, Laws of 1955 and to chapter 75.28 RCW a new section to read as follows:

Upon payment of a fee of fifty cents and the filing of an affidavit that a Canadian resident personal use license has been lost or destroyed, the director of fisheries or his authorized representative shall issue a duplicate license.

NEW SECTION. Sec. 6. Sections 1 through 5 of this act shall remain effective only during the period of time that the present law or regulation of Canada and/or of the Province of British Columbia, and any amendment or reenactment of such law or regulation, and any restatement of a similar licensing or like restrictive law or regulation, continues in full force and effect against residents of any state, territory or possession of the United States of America or against American vessels operated by such residents in Canadian waters.

NEW SECTION. Sec. 7. All sections of this act except sections 8 through 15 and section 19 are necessary

for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions and shall take effect immediately.

NEW SECTION. Sec. 8. The legislature, recognizing that salmon within the waters of the state and offshore waters are fished for both sport recreation and commercial purposes and that sport salmon fishery is a major recreational and economic asset to the state and improves the quality of life for all residents of the state, hereby declares that it is the policy of the state to enhance and improve sport salmon fishing in the state.

NEW SECTION. Sec. 9. For the purposes of this 1972 amendatory act:

(1) A "resident" means any person who for at least ninety days immediately preceding any application for a license has maintained a permanent place of abode within this state and has established by formal evidence his intent to continue his residence within this state.

(2) A "nonresident" means any person who is not a "resident" as defined in this section.

NEW SECTION. Sec. 10. It shall be unlawful for any person to take, fish for, or have in his possession any salmon that is taken for personal use from the waters or offshore waters of this state, without first having obtained and having in his possession a personal-use salmon license as provided in this 1972 amendatory act: PROVIDED, That a person under the age of sixteen years shall be able to fish for salmon for personal use at any time without obtaining a license for that purpose when it is otherwise lawful to fish for salmon.

NEW SECTION. Sec. 11. The fees for a personal-use salmon license shall be:

Resident	Three dollars	Annual
Nonresident	Ten dollars	Annual
Nonresident	Three dollars	Seven days
Resident and Nonresident	One dollar	One day

NEW SECTION. Sec. 12. Any person over the age of seventy years of age or any blind person shall be issued, upon making an affidavit to such effect, a license to fish for salmon for personal use at any time when it is otherwise lawful to fish for salmon. Such person shall be exempt from paying any license fee or dealer assessments or charges.

NEW SECTION. Sec. 13. Personal-use salmon licenses shall not be transferable. Any person fishing for or having salmon in his possession that are taken for personal use from waters of this state or offshore waters shall upon demand of any fisheries patrol officer, fisheries inspector, deputy fisheries inspector, game protector, sheriff, constable, marshal or police officer within his respective jurisdiction, exhibit his license and write his name for the purpose of comparison with the signature on the license. Failure to exhibit the license and to write his name upon demand shall be prima facie evidence that such person has no license or is not the person named in the license in his possession.

NEW SECTION. Sec. 14. There is established in the general fund a revenue account to be known as the sport

salmon license account which shall consist of all moneys received from fees for the sale of personal-use salmon licenses. Such funds shall be added to the current level of support of department programs from the general fund and shall be used upon appropriation for department programs relating to sport fishing and sport fishery propagation, enhancement, regulation, and for distribution of information on sport fishery. No funds accrued from the sale of personal-use salmon licenses shall be diverted to any purpose other than those enumerated herein.

NEW SECTION. Sec. 15. The director of the department of fisheries shall form a sport fishery management unit responsible directly to him which will have as its duty the formation and recommendation of plans and programs to utilize personal-use salmon license revenues for the direct and continuing benefit of sport salmon fisheries.

NEW SECTION. Sec. 16. All personal-use licenses issued under this 1972 amendatory act shall be issued by or under authority of the director of fisheries, who may deputize any reputable citizen to issue such licenses and collect the fees therefor.

Any person deputized by the director to issue personal-use licenses as authorized by this act, shall charge the sum of twenty-five cents in addition to collecting fees prescribed by law for issuing such licenses, which sum shall be retained by him for his services.

The director of fisheries may make all necessary rules and regulations and decide all procedures for the issuance of licenses and for the collection, payment and handling of fees herein provided. He shall also determine the procedures required for audits, statistical and financial returns, bonding, or whatever in his opinion is required to collect and certify the fees required by chapter 75.32 RCW.

NEW SECTION. Sec. 17. Any violations of this 1972 amendatory act or rules and regulations of this 1972 amendatory act shall constitute a misdemeanor. Any person shall, upon conviction, be punished for each offense by a fine not less than ten dollars nor more than one hundred dollars, or by imprisonment not to exceed ninety days in the county jail, or both such fine and imprisonment.

NEW SECTION. Sec. 18. Any person who falsifies any information required on the licenses as required by rules or regulations of the director of fisheries made pursuant to this 1972 amendatory act shall be guilty of a misdemeanor.

NEW SECTION. Sec. 19. In concurrent waters of the Columbia River where the river forms the boundary between the state of Washington and the state of Oregon and in Washington coastal territorial waters from the Oregon-Washington boundary to a point five nautical miles north, an Oregon angling license comparable and similar to the license provided for in this section shall be recognized as valid within the jurisdiction of Oregon and provided that the state of Oregon recognizes as valid a comparable and similar license in Oregon coastal waters from the Oregon-Washington boundary to a point five nautical miles south.

Nothing in this section shall be construed to mean that Oregon licenses are valid for the taking of salmon when angling in concurrent waters of the Columbia River from the Washington shore.

NEW SECTION. Sec. 20. In adopting rules and regulations authorized by Title 75 RCW and specifically RCW 75.08.080, the director of fisheries may adopt regulations to promote orderly sport and commercial fisheries and may consider navigation, enforcement, sport fishery enhancement, environmental and public recreational factors as well as biological factors.

NEW SECTION. Sec. 21. If any provision of this 1972 amendatory act or its application to any person or circumstance is held invalid, the remainder of the act and the application of the provision to other persons or circumstances shall not be affected.

NEW SECTION. Sec. 22. The provisions of sections 8 through 15 and section 19 of this 1972 amendatory act shall become effective January 1, 1973.

Sec. 23. Section 75.28.020, chapter 12, Laws of 1955 as amended by section 1, chapter 171, Laws of 1963 are each amended to read as follows:

No license provided for in this title other than the personal-use salmon license and the Canadian resident personal-use food fish and shellfish license shall be issued to any person who is not a citizen of the United States, or who is not a bona fide resident of the United States, or who is not of the age of sixteen years or over; nor shall any license be issued to any corporation unless it is authorized to do business in this state: PROVIDED, That each license issued by the state of Oregon which is comparable and similar to a license provided for in this title shall be recognized as valid by this state in the concurrent waters of the Columbia River only if such license is valid within the jurisdiction of the issuing state, and if the state of Oregon recognizes as valid a comparable and similar license issued by this state.

NEW SECTION. Sec. 24. Sections 1 through 21 of this 1972 amendatory act shall be added to chapter 75.28 RCW."

Mr. Hansey spoke in favor of the amendment, and the amendment was adopted.

On motion of Mr. Wolf, the following amendment by Representatives Hansey, Luders, Bauer and Costanti to the title was adopted:

On line 1 after the ";" strike the remainder of the title and insert the following:

"providing for a personal-use salmon license and a Canadian resident personal-use food fish and shellfish license; amending section 75.28.020, chapter 12, Laws of 1955 as amended by section 1, chapter 171, Laws of 1963 and RCW 75.28.020; designating the uses of moneys received from license fees; adding new sections to chapter 12, Laws of 1955 and to chapter 75.28 RCW; providing penalties; making effective dates; and declaring an emergency."

On motion of Mr. Wolf, the rules were suspended, the

second reading considered the third, and Engrossed Substitute Senate Bill No. 200 as amended by the House was placed on final passage.

POINT OF INQUIRY

Mr. Martinis: "Will Representative Julin yield to a question?"

Mr. Julin declined to yield to question.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 200 as amended by the House, and the bill passed the House by the following vote: Yeas, 66; nays, 32; not voting, 1.

Voting yea: Representatives Adams, Amen, Backstrom, Bauer, Benitz, Berentson, Bledsoe, Bluechel, Bozarth, Bradley, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conway, Copeland, Costanti, Curtis, Douthwaite, Flanagan, Gallagher, Garrett, Gilleland, Goldsworthy, Grant, Hansey, Hatfield, Hoggins, Hubbard, Jones, Juelling, Kilbury, Kiskaddon, Knowles, Kopet, Kraabel, Luders, Lysen, Marsh, Maxie, McCormick, Mentor, Merrill, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Wanamaker, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Anderson, Bagnariol, Barden, Beck, Blair, Bottiger, Brouillet, Cunningham, Eikenberry, Farr, Gladder, Haussler, Hurley, Jastad, Johnson, Julin, King, Kirk, Kuehne, Litchman, Martinis, Marzano, May, McDermott, Moon, Richardson, Ross, Savage, Sawyer, Van Dyk, Williams, Wojahn.

Not voting: Representative Conner.

Engrossed Substitute Senate Bill No. 200 as amended by the House, 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.

SUBSTITUTE SENATE BILL NO. 355, by Committee on Transportation (Originally sponsored by: Senators Huntley and Washington):

Relating to distribution of motor vehicle fuel taxes.

The bill was read the second time.

Mr. Smythe moved adoption of the following amendment:

On page 6, line 26, following section 1 add new sections to read as follows:

"NEW SECTION. Sec. 2. There is added to chapter 130, Laws of 1971 ex. sess. and to chapter 47.30 RCW a new section to read as follows:

Out of the funds received by the department of highways or by any county, city, or town from the motor

vehicle fund according to the provisions of RCW 46.68.100, reasonable amounts shall be expended as necessary for the establishment of facilities for pedestrians, equestrians, or bicyclists. Paths and trails for such purposes shall be established wherever a highway, road, or street is being constructed, reconstructed, or relocated. Funds received from the motor vehicle fund may also be expended to maintain such paths and trails and to establish paths and trails along other highways, roads, and streets and in parks and recreation areas.

NEW SECTION. Sec. 3. There is added to chapter 130, Laws of 1971 ex. sess. and to chapter 47.30 RCW a new section to read as follows:

Paths and trails are not required to be established:

(1) Where the establishment of such paths and trails would be contrary to public safety;

(2) If the cost of establishing such paths and trails would be excessively disproportionate to the need or probable use; or

(3) Where sparsity of population, other available ways, or other factors indicate an absence of need for such paths and trails.

NEW SECTION. Sec. 4. There is added to chapter 130, Laws of 1971 ex. sess. and to chapter 47.30 RCW a new section to read as follows:

The amount expended by the highway department or by a city, town, or county as required or permitted by section 1 of this 1972 amendatory act shall never in any one fiscal year be less than one fourth of one percent of the total amount of the funds received from the motor vehicle fund according to the provisions of RCW 46.68.100: PROVIDED, That this section does not apply to a city or town in any year in which the one percent equals two hundred fifty dollars or less, or to a county in any year in which the one percent equals one thousand five hundred dollars or less: PROVIDED FURTHER, That a city, town or county in lieu of expending the funds each year may credit the funds to a financial reserve or special fund, to be held for not more than ten years, and to be expended for the purposes required or permitted by section 1 of this 1972 amendatory act.

NEW SECTION. Sec. 5. There is added to chapter 130, Laws of 1971 ex. sess. and to chapter 47.30 RCW a new section to read as follows:

For the purposes of this chapter, the establishment of paths and trails and the expenditure of funds as authorized by section 1 of this 1972 amendatory act shall be deemed to be for highway, road, and street purposes. The department of highways shall, when requested, provide technical assistance and advice to cities, towns, and counties in carrying out the purposes of section 1 of this 1972 amendatory act. The department shall recommend construction standards for paths and trails. The department shall provide a uniform system of signing paths and trails which shall apply to paths and trails under the jurisdiction of the department and of cities, towns, and counties. The department and cities, towns, and counties may restrict the use of paths and trails under their respective jurisdictions to pedestrians, equestrians, and nonmotorized vehicles.

Sec. 6. Section 46.68.070, chapter 12, Laws of 1961 and RCW 46.68.070 are each amended to read as follows:

There is created in the state treasury a permanent fund to be known as the motor vehicle fund to the credit of which shall be deposited all moneys directed by law to be deposited therein. This fund shall be for the use of the state, and through state agencies, for the use of counties, cities, and towns for proper road, street, and highway purposes, including the purposes of section 2 of this 1972 amendatory act.

Sec. 7. Section 46.68.130, chapter 12, Laws of 1961 as last amended by section 1, chapter 83, Laws of 1963 and RCW 46.68.130 are each amended to read as follows:

The net tax amount distributed to the state in the manner provided by RCW 46.68.100, and all moneys accruing to the motor vehicle fund from any other source, less such sums as are credited to the state patrol highway account and such sums expended pursuant to proper appropriation for costs of collection and administration thereof, shall be expended by the department of highways, subject to proper appropriation and reappropriation, for state highways and other proper department of highways purposes, including the purposes of section 2 of this 1972 amendatory act."

#### PARLIAMENTARY INQUIRY

Mr. Bledsoe: "Mr. Speaker, we are approaching the cut-off time. Would you clarify the position of this bill? May it be continued through its completion under our cut-off resolution?"

The Speaker: "Yes, it may. Consideration of any measure started prior to the cut-off time may be completed."

Mr. Smythe spoke in favor of the amendment, and Mr. Berentson spoke against it.

#### MOTION FOR RECONSIDERATION

Mr. Randall, having voted on the prevailing side, moved that the House do now reconsider the vote by which Engrossed Substitute Senate Bill No. 200 as amended by the House passed the House.

The Speaker: "Notice received, Mr. Randall. However, our rules provide that while notice of reconsideration on final passage of bills must be made on the date the vote to be reconsidered was taken, reconsideration may be made only on the next working day after such vote was taken. (Rule 70.) Therefore notice is received of your intention to move on the next working day to reconsider the vote by which Engrossed Senate Bill No. 200, as amended by the House, passed the House. Now, that obviously puts us in a dilemma. For immediate reconsideration, it would take a motion to suspend House Rule No. 70, to reconsider that vote immediately, which would be in order at this particular time if anyone wants to so move."

POINT OF ORDER

Mr. Charette: "Mr. Speaker, if I might call your attention to Reed's Rule 202, and the following, where it states that the general reason for the motion to reconsider is to allow the body an opportunity to correct any mistake that might have been made or to rework an item. It states in there, although I can't specifically state the section, that the motion to reconsider should never be used in and of itself to deny the body the opportunity to vote on the measure. I submit to you that under the rules, if you are allowed to give a notice to reconsider on the next working day, the will of the body would be defeated, and we would never have an opportunity to consider this matter. Mr. Speaker, the reason I suggest this to you, under Reed's Rules, is that the motion to suspend the rules would require a two-thirds vote, and would also allow one member, by giving notice, to thwart the body's opportunity to consider the matter by a majority vote."

POINT OF ORDER

Mr. O'Brien: "It appears, Mr. Speaker, that Senate Concurrent Resolution No. 2 spells out rather clearly what you can do commencing at 6:00 p.m., the thirty-fourth day, February 12. It appears that this matter of reconsideration was made a few minutes after 6:00 p.m., and therefore it apparently would be out of order and not timely."

The Speaker: "Under that reasoning, Mr. O'Brien, we couldn't move to adjourn because it isn't permitted under Senate Concurrent Resolution No. 2. I am afraid I will have to rule that your point is not well taken. I don't think we have to list all motions that are permitted after 6:00 p.m. today."

With the consent of the House, Mr. Randall withdrew his motion to reconsider the vote by which Engrossed Substitute Senate Bill No. 200 as amended by the House passed the House.

STATEMENT FOR THE JOURNAL

Mr. Speaker, I wish the Journal to show that during the speed and confusion of the consent calendar, I voted yes on Engrossed Substitute Senate Bill No. 200 as amended by the House. Previously I registered a no vote on Engrossed House Bill No. 337, and this bill was grafted onto Senate Bill No. 200 as a late, lengthy amendment, the implications of which were not understood at the time of final passage.

The motion to reconsider created such confusion because of the 6:00 p.m. deadline that out of consideration of the frustrations of the Speaker, I withdrew my motion.

ROBERT W. RANDALL, 23rd District.

SUBSTITUTE SENATE BILL NO. 355, by Committee on Transportation (Originally sponsored by: Senators Huntley and Washington ):

Relating to distribution of motor vehicle fuel taxes.

The House resumed consideration of Substitute Senate Bill No. 355 on second reading. The Speaker stated the question before the House to be the amendment by Mr. Smythe.

Mr. Charnley spoke in favor of the amendment.

Mr. Bledsoe demanded an electric roll call and the demand was sustained.

#### POINT OF ORDER

Mr. Hatfield: "Mr. Speaker, would you rule on including Mr. Smythe's amendment within the scope and object of Substitute Senate Bill No. 355?"

#### RULING BY THE SPEAKER

The Speaker: "Substitute Senate Bill No. 355 deals with the matter of allocation of motor vehicle funds. It covers amendatory language in chapter 46.68 of the Revised Code of Washington. Note that the amendment also deals with the allocation of funds received by the department of highways or by any county, city or town from the motor vehicle fund according to the provisions of chapter 46.68 RCW, and it would appear to be within the scope and object of the bill."

Mr. Douthwaite spoke in favor of the amendment.

#### ROLL CALL

The Clerk called the roll on adoption of the amendment by Mr. Smythe to Substitute Senate Bill No. 355 and the amendment was adopted by the following vote: Yeas, 56; nays, 37; not voting, 6.

Voting yea: Representatives Backstrom, Bagnariol, Barden, Bauer, Blair, Bledsoe, Bluechel, Bottiger, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conway, Cunningham, Curtis, Douthwaite, Gallagher, Hansey, Hoggins, Hurley, Johnson, Jones, King, Kiskaddon, Knowles, Kopet, Litchman, Luders, Lysen, Marsh, Maxie, McDermott, Mentor, Merrill, Moon, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Sawyer, Shinpoch, Smythe, Thompson, Van Dyk, Williams, Wolf, Zimmerman.

Voting nay: Representatives Adams, Amen, Beck, Benitz, Berentson, Bozarth, Copeland, Costanti, Eikenberry, Farr, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hatfield, Haussler, Hubbard, Jastad, Juelling, Kilbury, Kirk, Kraabel, Kuehnle, Martinis, Marzano, McCormick,

Morrison, Newhouse, Richardson, Savage, Schumaker, Shera, Smith, Spanton, Wanamaker, Mr. Speaker.

Not voting: Representatives Anderson, Conner, Grant, Julin, May, Wojahn.

On motion of Mr. Smythe, the following amendment to the title was adopted:

On page 1, line 3 of the title after the semicolon and before "and" insert "amending section 46.68.070, chapter 12, Laws of 1961 and RCW 46.68.070; amending section 46.68.130, chapter 12, Laws of 1961 as last amended by section 1, chapter 83, Laws of 1963 and RCW 46.68.130; and adding new sections to chapter 130, Laws of 1971 ex. sess. and to chapter 47.30 RCW;"

Mr. Wolf moved that the rules be suspended, the second reading considered the third, and Substitute Senate Bill No. 355 as amended by the House be placed on final passage.

Mr. Spanton demanded an electric roll call and the demand was sustained.

#### ROLL CALL

The Clerk called the roll on the motion by Representative Wolf to suspend the rules and advance Substitute Senate Bill No. 355 as amended by the House, to third reading and final passage, and the motion was passed by the following vote: Yeas, 78; nays, 17; not voting, 4.

Voting yea: Representatives Adams, Amen, Backstrom, Bagnariol, Barden, Bauer, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Flanagan, Gallagher, Gilleland, Goldsworthy, Hansey, Hoggins, Hurley, Jastad, Johnson, Jones, Kilbury, King, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smythe, Thompson, Van Dyk, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Beck, Bozarth, Brown, Eikenberry, Farr, Garrett, Gladder, Hatfield, Hubbard, Jueling, Julin, Kirk, Kuehnle, Richardson, Smith, Spanton, Wanamaker.

Not voting: Representatives Anderson, Grant, Haussler, May.

The Speaker stated the question before the House to be final passage of Substitute Senate Bill No. 355 as amended by the House.

Mr. Berentson spoke in favor of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 355 as amended by the House, and the bill passed the House by the following vote: Yeas, 90; nays, 5; not voting, 4.

Voting yea: Representatives Adams, Amen, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, McCormick, McDermott, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Mr. Speaker.

Voting nay: Representatives Hatfield, Mentor, Richardson, Smith, Zimmerman.

Not voting: Representatives Anderson, Farr, Grant, May.

Substitute Senate Bill No. 355 as amended by the House, 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.

## STATEMENT FOR THE JOURNAL

I voted "no" on Senate Bill No. 355 because I wanted to be able to serve on a conference committee. As prime sponsor of the first trails resolution in 1969 and House Bill No. 150 in 1970, and House Bill No. 1060 in 1971, I am a strong supporter of the idea of bike trails, and believe this will provide a means.

HAROLD S. ZIMMERMAN, 17th District.

## MESSAGES FROM THE SENATE

February 12, 1972

Mr. Speaker: The Senate has passed:  
ENGROSSED HOUSE BILL NO. 223,  
HOUSE BILL NO. 527,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

February 12, 1972

Mr. Speaker: The Senate has passed:  
ENGROSSED HOUSE BILL NO. 5,  
HOUSE BILL NO. 17,  
ENGROSSED HOUSE BILL NO. 20,  
HOUSE BILL NO. 34,  
HOUSE BILL NO. 35,  
HOUSE BILL NO. 93,  
ENGROSSED HOUSE BILL NO. 133,  
HOUSE BILL NO. 244,

SUBSTITUTE HOUSE BILL NO. 426,  
and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

PERSONAL PRIVILEGE

Mr. Bledsoe: "Mr. Speaker, it has been quite a week. As we look back at the record of what this House has been able to do, and the hard work and dedication, I think every member in this House can be proud of the progress and the legislation that has been accomplished here on this floor. This is what a legislature is supposed to do. Now, on behalf of those on this side of the aisle, we must thank and compliment the loyal minority here--that they have been part of the action, and a constructive part. And to those who have worked so hard on this side of the aisle, my thanks."

PERSONAL PRIVILEGE

Mr. Bottiger: "Mr. Speaker and members of the majority, Happy Valentine's Day to you, too."

MOTION

On motion of Mr. Morrison, the House adjourned until 11:00 a.m., Monday, February 14, 1972.

THOMAS A. SWAYZE, Jr., Speaker.  
MALCOLM McBEATH, Chief Clerk.

## THIRTY-SIXTH DAY

## MORNING SESSION

House Chamber, Olympia, Wash., Monday, February 14, 1972.

The House was called to order at 11:00 a.m. by the Speaker (Mr. Smythe presiding). The Clerk called the roll and all members were present except Representatives Barden and Ross who were excused.

The Speaker (Mr. Smythe presiding) called on Mr. Morrison to preside.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by Pastor Glen D. Cole of the Evergreen Christian Center of Olympia.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

## MESSAGES FROM THE SENATE

February 11, 1972

Mr. Speaker: The Senate has passed:

SENATE BILL NO. 32,  
 ENGROSSED SENATE BILL NO. 146,  
 ENGROSSED SECOND SUBSTITUTE SENATE BILL NO. 206,  
 ENGROSSED SUBSTITUTE SENATE BILL NO. 397,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

February 11, 1972

Mr. Speaker: The Senate has passed:

ENGROSSED SUBSTITUTE SENATE BILL NO. 261,  
 and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

February 11, 1972

Mr. Speaker: The Senate has passed:

ENGROSSED HOUSE BILL NO. 38,  
 HOUSE BILL NO. 150,  
 ENGROSSED HOUSE BILL NO. 155,  
 ENGROSSED HOUSE BILL NO. 164,  
 ENGROSSED HOUSE BILL NO. 199,  
 ENGROSSED HOUSE BILL NO. 243,  
 HOUSE BILL NO. 254,  
 HOUSE BILL NO. 266,  
 ENGROSSED HOUSE BILL NO. 277,  
 ENGROSSED HOUSE BILL NO. 348,  
 ENGROSSED HOUSE BILL NO. 446,  
 ENGROSSED HOUSE BILL NO. 468,

SUBSTITUTE HOUSE BILL NO. 508,  
ENGROSSED HOUSE JOINT MEMORIAL NO. 2,  
and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

ANNOUNCEMENT BY THE SPEAKER  
(Mr. Morrison Presiding)

Mr. Morrison: "I would like to announce to the members that we face an unusual situation in that following our business Saturday we now have thirty-seven measures that conflict between the House and the Senate. We are going to ask that the committee chairmen coordinate the attitudes from both caucuses on the Senate amendments added to these bills. We believe all the amendments are in the billbooks. Those that are not will be later this morning. If you have individual thoughts concerning the Senate amendments, if they would be coordinated through the committee chairmen, I think it will expedite our handling of these conflicts."

The Speaker (Mr. Morrison presiding) declared the House to be at ease.

The Speaker called the House to order.

SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:

HOUSE BILL NO. 38,  
HOUSE BILL NO. 45,  
HOUSE BILL NO. 150,  
HOUSE BILL NO. 155,  
HOUSE BILL NO. 164,  
HOUSE BILL NO. 199,  
HOUSE BILL NO. 243,  
HOUSE BILL NO. 254,  
HOUSE BILL NO. 266,  
HOUSE BILL NO. 277,  
HOUSE BILL NO. 348,  
HOUSE BILL NO. 446,  
HOUSE BILL NO. 468,  
SUBSTITUTE HOUSE BILL NO. 508,  
HOUSE JOINT MEMORIAL NO. 2.

MESSAGES FROM THE SENATE

February 12, 1972

Mr. Speaker: The President has signed:

SENATE BILL NO. 6,  
SENATE BILL NO. 38,  
SENATE BILL NO. 109,  
SUBSTITUTE SENATE BILL NO. 128,  
SENATE BILL NO. 152,  
SENATE BILL NO. 189,  
SENATE BILL NO. 350,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

## SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:

	SENATE BILL NO. 6,
	SENATE BILL NO. 38,
	SENATE BILL NO. 109,
SUBSTITUTE	SENATE BILL NO. 128,
	SENATE BILL NO. 152,
	SENATE BILL NO. 189,
	SENATE BILL NO. 350.

## MOTION

On motion of Mr. Bledsoe, the House recessed until 2:00 p.m.

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 AFTERNOON SESSION  
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The House was called to order at 2:00 p.m. by the Speaker (Mr. Amen presiding). The Clerk called the roll and all members were present except Representative Ross who was excused.

The Speaker resumed the Chair.

## PERSONAL PRIVILEGE

Mr. Grant: "Mr. Speaker, on this very nice day--Valentine's Day--Representative Sawyer and I have a little presentation for you from the members of the Democratic Caucus. I would like to read it for the members of the House. It says: 'To our Valentine: Roses are red, violets are blue, when the courts redistrict, it's goodbye to you.'"

Mr. Sawyer: "Mr. Speaker, there is another half of this Valentine. I know that since you have already posterized our sayings you will want this in your caucus too, on the board. It says: 'Roses are red and violets are blue. Remember we told you, it will be ours in '72.'"

The Speaker: "Your point of personal privilege is not well taken, Mr. Grant."

## PERSONAL PRIVILEGE

Mr. Julin: "I think that it is one of the highest compliments that you could get when the loyal opposition acknowledges that the only way they can defeat you is to take you to court."

REPORTS OF STANDING COMMITTEES

February 10, 1972

ENGROSSED SENATE BILL NO. 7, Prime Sponsor: Senator Peterson (Lowell), prohibiting entrance fees to state parks, reported by Committee on Natural Resources and Ecology.

MAJORITY recommendation: Do pass with the following amendments:

On page 1, line 25 after "That" and before "no" insert: "only on two days of each week"

On page 1, line 27, after "day" strike all language down to and including "January 1, 1974" on page 2, line 6 of the engrossed bill, thus striking the Senate amendment

Signed by Representatives Zimmerman, Chairman, Anderson, Beck, Bradley, Charnley, Conner, Cunningham, Gallagher, Hansey, Hurley, Kilbury, Luders, Martinis, McCormick, North, Thompson, Wolf.

To Committee on Rules and Administration for second reading.

The Speaker declared the House to be at ease.  
The Speaker called the House to order.

MESSAGES FROM THE SENATE

February 14, 1972

Mr. Speaker: The President has signed:  
SENATE BILL NO. 62,  
SENATE BILL NO. 90,  
SUBSTITUTE SENATE BILL NO. 96,  
SENATE BILL NO. 111,  
SENATE BILL NO. 414,  
and the same are herewith transmitted.  
Sidney R. Snyder, Secretary.

February 14, 1972

Mr. Speaker: The President has signed:  
SUBSTITUTE HOUSE BILL NO. 8,  
HOUSE BILL NO. 38,  
HOUSE BILL NO. 45,  
HOUSE BILL NO. 150,  
HOUSE BILL NO. 155,  
HOUSE BILL NO. 160,  
HOUSE BILL NO. 164,  
HOUSE BILL NO. 199,  
HOUSE BILL NO. 234,  
HOUSE BILL NO. 243,  
HOUSE BILL NO. 254,  
HOUSE BILL NO. 266,  
HOUSE BILL NO. 277,  
HOUSE BILL NO. 348,  
HOUSE BILL NO. 446,  
HOUSE BILL NO. 468,

SUBSTITUTE HOUSE BILL NO. 508,  
HOUSE JOINT MEMORIAL NO. 2,  
and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

February 14, 1972

Mr. Speaker: The Senate has passed:

SENATE CONCURRENT RESOLUTION NO. 10,

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

#### MOTION

On motion of Mr. Bledsoe, the House reverted to the fourth order of business.

#### INTRODUCTION AND FIRST READING

SENATE CONCURRENT RESOLUTION NO. 10, by Senators Bailey, Greive and Atwood:

Extending limitations of Senate Concurrent Resolution No. 2.

#### MOTION

On motion of Mr. Bledsoe, the rules were suspended, Senate Concurrent Resolution No. 10 was advanced to second reading and read the second time.

Mr. Bledsoe moved adoption of the following amendment:

On line 10, after "regulation measures," insert "congressional and legislative redistricting."

Mr. Bledsoe spoke in favor of the amendment, and Mr. Bottiger spoke against it.

Mr. Rosellini demanded an electric roll call and the demand was sustained.

Representatives Newhouse and Morrison spoke in favor of the amendment by Mr. Bledsoe, and Mr. Sawyer spoke against it.

#### PARLIAMENTARY INQUIRY

Mr. Charette: "Mr. Speaker, I have two points. Does it take a simple majority to adopt the amendment? And if the amendment is adopted, would it then take two-thirds of the votes on the floor to adopt the amendment to the concurrent resolution?"

The Speaker: "I didn't get the difference between the questions. You asked if it took a simple majority to adopt the amendment? That answer is in the affirmative."

Mr. Charette: "Then if the concurrent resolution is then amended, does it take two-thirds of this body to adopt the concurrent resolution as amended?"

The Speaker: "No, again a simple majority."

POINT OF ORDER

Mr. O'Brien: "After the amendment is adopted, it would take a suspension of the rules to advance this resolution to third reading."

The Speaker: "Suspension of the rules would take a two-thirds vote."

Mr. Perry spoke against adoption of the amendment by Mr. Bledsoe to Senate Concurrent Resolution No. 10.

ROLL CALL

The Clerk called the roll on adoption of the amendment by Mr. Bledsoe to Senate Concurrent Resolution No. 10, and the amendment was adopted by the following vote: Yeas, 51; nays, 48; not voting, 0.

Voting yea: Representatives Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Hoggins, Hubbard, Jones, Juelling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehne, Mentor, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Richardson, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Douthwaite, Gallagher, Grant, Haussler, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, O'Brien, Perry, Randall, Rosellini, Savage, Sawyer, Shinpoch, Thompson, Van Dyk, Williams, Wojahn.

POINT OF INQUIRY

Mr. Grant: "Mr. Speaker, I know there is nothing--no amendment before us, but I would like to inquire of Mr. Bledsoe, with your permission, as to what is meant in the resolution by 'legislative measures relating to revenue and taxation or appropriations.' I would like that clarified."

The Speaker: "Mr. Grant, that would be proper debate on final passage or even perhaps on argument on the motion to suspend the rules. I will recognize you at that time to ask Mr. Bledsoe to yield to question."

Mr. Bledsoe moved that the rules be suspended, the second reading considered the third, and Senate Concurrent Resolution No. 10 as amended by the House, be placed on final passage.

Mr. Grant demanded an electric roll call and the demand was sustained.

## POINT OF INQUIRY

Mr. Grant: "Mr. Speaker, frankly, I think since we just received this copy, and since it does have, or may have, an effect on the duration of the session, I would like a response, if Mr. Bledsoe will, to my question relative to measures relating to revenue and taxation or appropriations--what is meant by that?"

## POINT OF ORDER

Mr. Wolf: "The rules call for one speech in favor of suspending the rules and one speech against."

The Speaker: "I believe Mr. Grant has the floor in opposition to the motion."

## POINT OF INQUIRY

Mr. Bledsoe yielded to question by Mr. Grant.

Mr. Grant: "Mr. Bledsoe, I'm not trying to be dilatory here. I would like to know what is intended when we say that the session will be now able to consider legislative measures relating to revenue and taxation or appropriations. Does that mean a measure that has an appropriation on it now, a measure that has a fiscal impact either upward or downward? Exactly what does that mean?"

Mr. Bledsoe: "Mr. Grant, I could respond, but I think it would be assuming a responsibility which is not mine. For all of these questions eventually are ruled on at one point, on appeals to the decision of the Chair, or points of order raised to the Chair. So while I could give you the Bledsoe view, I think we might just as well defer to the court of last resort. Mr. Speaker, would you be so kind as to elaborate on this particular area? All that I have to say is however you rule, sir, we will sustain you. Now proceed."

The Speaker: "I've always said I don't rule until the particular matter is before me anyway. So that's my answer to the question."

Mr. Bledsoe: "In that, sir, if I might, and it is strictly an unofficial ruling--but, Mr. Grant, matters dealing with appropriations or measures which by themselves carry an appropriation on them would then be measures which would be considered under this concurrent resolution, in which I would also hope you could join us in placing it before the Senate for its final conclusion in our amendatory process. Measures dealing with revenue are those which would go to the heart of the revenue system. Whether they in themselves produce revenue or not, at this point in time, I would imagine at one point would have to depend on the final ruling by the Chair. My interpretation is major changes in the direction or the emphasis of our revenue system, either by extension into new areas of revenue or withdrawal from current areas of revenue, or basic and major modifications in the manner in which the revenues are

raised. These would be, in my opinion, right off the top of the horse here, the two issues that you cover. Now you--I sense as I read behind your question, a final interpretation on several measures which of themselves do not carry appropriations but which are inferentially there in the language. At that sir, I can't give you a reading. Honestly, I can't, Gary."

The Speaker stated the question before the House to be the motion by Mr. Bledsoe to suspend the rules and advance Senate Concurrent Resolution No. 10 as amended by the House, to final passage.

Mr. Copeland spoke in favor of the motion.

#### PARLIAMENTARY INQUIRY

Mr. Charette: "Mr. Speaker, isn't it true that on final passage, one-third of the people of this body could block legislative measures relating to revenue and taxation or appropriations, bond issues, constitutional amendments previously passed by either house, campaign disclosures and limitations on lobbyist regulation measures?"

The Speaker: "Not once they are on final passage, no, unless they are constitutional amendments."

Mr. Charette: "Further on my point of parliamentary inquiry--by virtue of this amendment it takes two-thirds to pass it, doesn't it? The concurrent resolution on final passage? Doesn't it take two-thirds to pass this resolution?"

The Speaker: "No, sir."

Mr. Charette: "This is Senate Concurrent Resolution No. 10 providing that the last paragraph of Senate Concurrent Resolution No. 2 be amended. If it doesn't take two-thirds to amend that, then why couldn't we amend this one by a majority?"

The Speaker: "You could. We amended it by a majority vote; the floor amendment was adopted."

#### PARLIAMENTARY INQUIRY

Mr. Randall: "I have heard one speech for it. Did you call Gary Grant's question a speech against?"

The Speaker: "Yes, I did. Mr. Copeland spoke in favor."

#### ROLL CALL

The Clerk called the roll on the motion by Mr. Bledsoe to suspend the rules and advance Senate Concurrent Resolution No. 10 as amended by the House, to third reading and final passage and the motion was lost by the following vote: Yeas, 52; nays, 47; not voting, 0.

Voting yea: Representatives Amen, Backstrom,

Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Hoggins, Hubbard, Jones, Jueling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, Mentor, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Richardson, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Adams, Anderson, Bagnariol, Bauer, Beck, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Douthwaite, Gallagher, Grant, Haussler, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, O'Brien, Perry, Randall, Rosellini, Savage, Sawyer, Shinpoch, Thompson, Van Dyk, Williams, Wojahn.

Senate Concurrent Resolution No. 10 as amended by the House, was passed to Committee on Rules and Administration for third reading.

#### MESSAGES FROM THE SENATE

February 10, 1972

Mr. Speaker: The Senate refuses to concur in the House amendments to SENATE BILL NO. 173, and asks the House to recede therefrom, and said bill, together with the House amendments thereto, is herewith transmitted.

Sidney R. Snyder, Secretary.

#### MOTION

Mr. Morrison moved that the House refuse to recede from its amendments to Senate Bill No. 173 and ask the Senate for a conference thereon.

Mr. Smythe spoke in favor of the motion.

The motion was carried.

#### APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed Representatives Kopet, Smythe and Charette as members of the Conference Committee on Senate Bill No. 173.

#### MOTION

On motion of Mr. Morrison, the House adjourned until 11:00 a.m. Tuesday, February 15.

THOMAS A SWAYZE, JR., Speaker.  
MALCOLM McBEATH, Chief Clerk.

## THIRTY-SEVENTH DAY

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MORNING SESSION  
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House Chamber, Olympia, Wash., Tuesday, February 15, 1972.

The House was called to order at 11:00 a.m. by the Speaker (Mr. Morrison presiding). The Clerk called the roll and all members were present.

The Speaker assumed the Chair.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by Pastor Glen D. Cole of the Evergreen Christian Center of Olympia.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

## SPEAKER'S PRIVILEGE

The Speaker recognized within the bar of the House former State Representative Marjorie Lynch of Yakima and requested that Representatives Garrett and Hatfield conduct her to a place on the rostrum.

The Speaker: "Marge, you look absolutely beautiful. Your new work must agree with you. I hope you are enjoying it. How about giving us a few words?"

Mrs. Lynch: "Mr. Speaker, ladies and gentlemen of the House: It seems very strange to think that this is the last time I will say that. Tom, I really am enjoying my new job and I hope when all of you get out of this place that you will come to Seattle and visit me. The interesting thing to me is that ACTION is using all of the things I did as a legislator. I didn't realize I was having such a good grounding right here in this hall. The programs that I have are the Peace Corps, VISTA, Foster Grandparents, Retired Senior Executives, Active Executives, University in Action--you name it. I have all the volunteer programs that I am going to be administering.

"I suppose what I really wanted to do today was thank a large number of you on this floor for the ten wonderful years that I had. As I remember back to my first session, I remember Vic Meyers coming down here and standing right at this position and saying the longest walk of his life was going to be when he walked back up here. And I want you to know, I now know what he means. I brought my own handkerchief, and for those of you who remember, Vic cried and he turned and pulled Governor Rosellini's handkerchief out of his pocket and wiped his eyes. So I decided I was going to bring my own handkerchief.

"As I look around here to those of you who sit in the back row and who feel very impatient, let me tell you, you'll be up in the front row before you know it. Be glad you have the impatience you feel right now because you wouldn't be very good legislators if you didn't feel that way. When you sit up in the front row, the kinds of decisions you have to make are a lot different from when you sit in the back row. When I look at people like Tom Copeland and John O'Brien, and I think about my first session, and think about the wine carton that sat beside my desk-- that was where I did my filing--and I always worried about the good conservative citizen of Yakima who came over and found a wine carton beside my desk--we've come a long way, Tom, from those days. I think the citizens of this state have been well served by the legislators who made that decision to try to improve this legislature.

"I don't think I can ever look at a highway, Red, without thinking of you and some of your speeches. There are many, many people on this floor that I can look at: Paul Barden, what will I ever do when I have to deal with my own budget. Bob, the best thing that ever happened to me was the training that you gave me on the Appropriations Committee. I just had to take a quarter of a million dollar budget cut. Believe me, all the training I got there, I knew exactly how to do it, and I persuaded myself yesterday that really we can get along without a quarter of a million dollars. They really didn't believe it, but we can.

"And to John, and the rest of you on the opposite side of the aisle--Bob Perry--how many times have I sat and almost had you change my mind by your speeches (but then, not quite). Dick King, Bob Charette--Higher Education--how can I ever look at Gary Grant and not remember his face the night he found he was going to be on my Interim Committee on Higher Education?

"I really would like to thank each one of you because one of the best pieces of advice ever given to me when I became a freshman was given to me by Avery Garrett. Avery said, 'Marge, just remember one thing: There are two sides to this House. If you are ever going to be a successful legislator, you will have to have the support of the opposite side.' John, Maggie, Henry--all of you--you have always been very fair with me and most helpful. And to my own side--that was a great caucus to have been part of, believe me.

"One last word, if I may, to the press. There were many mornings when I sat at my desk and I read the paper, and I wondered where I had been the day before, because it didn't quite sound like the place I had been. But personally I thank you, because you have always treated me very fairly and I have never had any complaints, I have just always wondered where I was the day before. I hope you will come and see me when you are in Seattle. Just remember there is one exlegislator who knows what you are going through down here and I can only thank you for going through it."

The Speaker: "Thank you, Marge. It is delightful to have you back."

The Speaker requested that Representatives Garrett and Hatfield escort Mrs. Lynch to the rear of the House Chamber.

SPEAKER'S PRIVILEGE

The Speaker recognized within the bar of the House, Mr. Fred Goldberg, President of the State Capitol Historical Association and Mr. Kenneth R. Hopkins, Director of the State Capitol Historical Association and requested that Representatives Conway and Wolf, along with the Sergeant at Arms, conduct them to a place on the rostrum.

Representative Wolf: "Mr. Speaker, ladies and gentlemen of the House: As they say in the Senate, it is an honor and a privilege, and about four other adjectives, this morning to introduce to you a couple of gentlemen who are very active in the State Historical Society here in Olympia--a group made up primarily of volunteer money and volunteer time and effort. They have a presentation for each member of the House of Representatives this morning and for the Speaker. For opening remarks, I would like to introduce Mr. Fred Goldberg, President of that association."

Mr. Fred Goldberg: "Thank you very much, Hal. Mr. Speaker, ladies and gentlemen of the House: So often people come to Olympia and they leave with maybe a little sour taste in their mouths after they've been banged around pretty good. We feel it is about time that someone said 'thank you' for all the hard work, on a nonpartisan basis, to all of you. We are presenting you with maps, which are antique reproductions of what Olympia looked like in 1879. We hope you will take these back with you and that they will be a pleasant memory from Olympia."

Representative Wolf: "Now I would like to introduce the Director of the State Historical Society, Mr. Kenneth Hopkins."

Mr. Hopkins: "Thank you, Representative Wolf, members of the House, friends in the galleries. The Historical Association here in Olympia deals essentially with the history of state government. Our organization is a museum, partially an archives, a public museum in terms of opening to you and your families, to people in town, to tourists and visitors to our state. We try to tell something of the history of the state and particularly the history of what you are involved in right here every day. In those terms, (I was not to ask for money today) I would like to ask you one thing: To collect history of state government. We really need your help, because you are the people who are doing the thing every day, and you can help us collect your own history. So if you have things--something tangible, tangible things in your work, your office, things that relate to what you are doing-- let us know at the museum, because these are important. They may be very personal things. This helps tell a personal story in the future to people about state government and how state government has progressed in our state. So I

would like, since I have this chance, to ask for your help to help us do our job which as been defined by law.

"This particular print which you have is a very fine reproduction of a print that was originally published in 1879 of the city of Olympia. We have a limited edition of this print--there are only so many copies and you have a number of them. After these copies have been sold or distributed, there will be no more. So this in itself is a historical item. I hope you will keep them. I hope you will use them somehow--perhaps in your offices or in your homes, or pass them on as a kind of memory of your days here in our city of Olympia.

"Now, not as a state agency director, but as a person who lives in Olympia and who is involved in the community as a resident here, I would also like to give you a personal welcome to our city each year that you come. I hope that this print of the early days of Olympia when it was quite something different will always make you think of us here and think of your work in the legislature. Thank you very much."

The Speaker: "Thank you very, very much for your thoughtfulness and your presentation to this legislature and this House. It is nice to know that once in awhile someone appreciates us."

The Sergeant at Arms and Representatives Wolf and Conway escorted Mr. Goldberg and Mr. Hopkins to the rear of the House Chamber.

The Speaker declared the House to be at ease.  
The Speaker called the House to order.

#### SENATE AMENDMENTS TO HOUSE BILL

February 11, 1972

Mr. Speaker: The Senate has passed SUBSTITUTE HOUSE BILL NO. 13 with the following amendments:

On page 3, section 2, line 6 after "property" and before "mailing" strike the comma and insert "and"

On page 3, section 2, line 7 after "owners" and before "if a" strike ", and" and insert "or,"

On page 5, section 4, line 7 strike all of the language in section 4 and insert:

"On order of the board of county commissioners or other legislative authority of any county, property sold or in the process of being sold to satisfy a tax lien against such property where such lien resulted from an error made by an officer or employee of the county, shall be returned to the rightful owner thereof: PROVIDED, That no order shall be issued more than one year following the date of issuance of the tax deed. If the property has already been sold, the county shall:

(1) Commence an action for the recovery of the property;

(2) Refund to the buyer the purchase price plus the reasonable value of all improvements to the property made in good faith by the buyer and less the value of the use thereof, and

(3) Require the rightful owner to pay the reasonable value of all improvements to the property made in good faith by the buyer less the value of the use thereof.

If the property is in the process of being sold, the county shall take immediate steps to halt such sale and shall declare the title of the rightful owner clear, free of such tax lien." and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

Mr. Morrison moved that the House do concur in the Senate amendments to Substitute House Bill No. 13.

Mr. Cunningham spoke in favor of the motion, and the motion was carried.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Substitute House Bill No. 13 as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 13 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 92; nays, 1; not voting, 6.

Voting yea: Representatives Adams, Amen, Anderson, Bagnariol, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Farr, Flanagan, Gallagher, Garrett, Gilleland, Goldsworthy, Grant, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representative Eikenberry.

Not voting: Representatives Backstrom, Barden, Brown, Gladder, Hansey, Richardson.

Substitute House Bill No. 13 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.

SENATE AMENDMENTS TO HOUSE BILL

February 11, 1972

Mr. Speaker: The Senate has passed SUBSTITUTE HOUSE BILL NO. 29 with the following amendments:

On page 1, line 26 of the title following

"46.09.100;" strike all the matter down to and including "46.09.140; creating an account in the general fund; making appropriations;"

Strike all the matter after the enacting clause and insert the following:

"Section 1. Section 8, chapter 76, Laws of 1970 ex. sess. as amended by section 2, chapter 47, Laws of 1971 ex. sess. and RCW 67.32.080 are each amended to read as follows:

The following ((five)) seven categories of trails or areas are hereby established for purposes of this chapter:

(1) Cross-state trails which connect scenic, historical, geological, geographical, or other significant features which are characteristic of the state;

(2) Water-oriented trails which provide a designated path to, on, or along fresh and/or salt water in which the water is the primary point of interest;

(3) Scenic-access trails which give access to quality recreation, scenic, historic or cultural areas of state-wide or national significance;

(4) Urban trails which provide opportunities within an urban setting for walking, bicycling, horseback riding, or other compatible activities. Where appropriate, they will connect parks, scenic areas, historical points, and neighboring communities;

(5) Historical trails which identify and interpret routes which were significant in the historical settlement and development of the state((-));

(6) All-terrain vehicle trails which are suitable for use by both four-wheel drive vehicles and two-wheel vehicles. Such trails may be included as a part of the trail systems enumerated in subsections (1) through (5) of this section or may be separately designated;

(7) Off-road and off-trail areas which are suitable for use by both four-wheel drive vehicles and two-wheel vehicles. IAC shall coordinate an inventory and classification of such areas giving consideration to the type of use such areas will receive from persons operating four-wheel drive vehicles and two-wheel vehicles.

The planning and designation of trails shall take into account and give due regard to the interest of federal agencies, state agencies and bodies, counties, municipalities, private landowners and individuals, and interested recreation organizations. It is not required that the above categories be used to designate specific trails, but the IAC will assure that full consideration is given to including trails from all categories within the system. As it relates to all classes of trails and to all types of trail users, it is herein declared as state policy to increase recreational trail access to and within state and federally owned lands ((under the jurisdiction of the department of natural resources, the department of game, and the state parks and recreation commission)) and private lands where access may be obtained. It is the intent of the legislature that public recreation facilities be developed as fully as possible to provide greater recreation opportunities for the citizens of the state. The purpose of this 1972 amendatory act is to increase the availability of trails and areas for all-terrain vehicles by granting authority to state and local governments to

maintain a system of ATV trails and areas, and to fund the program to provide for such development. State lands should be used as fully as possible for all public recreation which is compatible with the income-producing requirements of the various trusts.

Sec. 2. Section 6, chapter 47, Laws of 1971 ex. sess. and RCW 46.09.010 are each amended to read as follows:

The provisions of this chapter shall apply to all lands in this state. Nothing in ~~((this 1971 amendatory act))~~ chapter 43.09 RCW, RCW 67.32.050, 67.32.080, 67.32.100, 67.32.130 or 67.32.140 shall be deemed to grant to any person the right or authority to enter upon private property without permission of the property owner.

Sec. 3. Section 7, chapter 47, Laws of 1971 ex. sess. and RCW 46.09.020 are each amended to read as follows:

As used in this chapter the following words and phrases shall have the designated meanings unless a different meaning is expressly provided or the context otherwise clearly indicates:

'Person' shall mean any individual, firm, partnership, association or corporation.

'All-terrain vehicle' shall mean any self-propelled vehicle ~~((capable of))~~ when used for cross-country travel on trails and nonhighway roads or ~~((immediately over))~~ any one of the following or a combination thereof: Land, water, snow, ice, marsh, swampland, and other natural terrain. Such vehicles shall include but are not limited to, four-~~((wheeled))~~ wheel drive vehicles, motorcycles, amphibious vehicles, ground effects or air cushion vehicles, and any other means of land transportation deriving motive power from any source other than muscle or wind; except any vehicle designed primarily for travel on, over, or in the water, farm vehicles, logging and forestry vehicles, snowmobiles or any military or law enforcement vehicles.

'ATV ~~((registration))~~ use permit' means the ~~((registration of))~~ permit system established for an all-terrain vehicle, in this state, pursuant to this chapter.

'Trail' for the purpose of this chapter, shall mean a corridor designated and maintained for recreational travel; by whatever mode of transportation (foot, animal, or vehicular) authorized by the managing authority of the property that the trail traverses.

'Owner' shall mean the person other than the lienholder, having an interest in or title to an all-terrain vehicle, and entitled to the use or possession thereof.

'Operator' means each person who operates, or is in physical control of, any all-terrain vehicle.

'Dealer' means a person, partnership, association, or corporation engaged in the business of selling all-terrain vehicles at wholesale or retail in this state.

'Department' shall mean the department of motor vehicles.

'Director' shall mean the director of the department of motor vehicles.

'Committee' shall mean the interagency committee for

outdoor recreation.

'Hunt' shall mean any effort to kill, injure, capture, or purposely disturb a wild animal or wild bird.

('Roadway', for purposes of this chapter, shall mean any roads generally capable of being traveled on by conventional two-wheel drive passenger automobiles. It shall not include, private roads, abandoned railway grades, skids, and similar routes generally incapable of being traveled by conventional two-wheel drive vehicles.)

'Nonhighway road' shall mean any road other than a highway generally capable of travel by a conventional two-wheel drive passenger automobile during most of the year and in use by such vehicles and which are private roads or controlled and maintained by the department of natural resources, the state parks and recreation commission and the state game department: PROVIDED, That such roads are not built or maintained by appropriations from the motor vehicle fund.

'Highway' for the purpose of this chapter only shall mean the entire width between the boundary lines of every way publicly maintained by the state department of highways or any county or city when any part thereof is generally open to the use of the public for purposes of vehicular travel as a matter of right.

'Organized competitive event' shall mean any competition, advertised in advance, sponsored by recognized clubs, and conducted at a predetermined time and place.

Sec. 4. Section 8, chapter 47, Laws of 1971 ex. sess. and RCW 46.09.030 are each amended to read as follows:

((A certificate of title shall be issued by the department for any all-terrain vehicle in a similar manner as provided for motor vehicles in chapter 46.42 RCW and such rules and regulations as the department may adopt.))  
The department shall provide for the issuance of use permits for all-terrain vehicles and may appoint agents for collecting fees and issuing permits. The provisions of RCW 46.01.130 and 46.01.140 shall apply to the issuance of use permits for all-terrain vehicles as they do to the issuance of vehicle licenses, the appointment of agents and the collection of application fees: PROVIDED, That filing fees for ATV use permits collected by the director shall be certified to the state treasurer and deposited to the credit of the all-terrain vehicle account, which account is hereby established as an account in the general fund.

Sec. 5. Section 9, chapter 47, Laws of 1971 ex. sess. and RCW 46.09.040 are each amended to read as follows:

Except as provided in this chapter, no person shall operate any all-terrain vehicle within this state after ((August 9, 1974)) the effective date of sections 2 through 21 of this 1972 amendatory act unless such all-terrain vehicle has been ((registered)) assigned an ATV use permit and displays an ATV tag in accordance with the provisions of this chapter: PROVIDED That the 1972 registration, licensing, and display thereof shall be deemed to have complied with this section for the 1972 registration period.

Sec. 6. Section 10, chapter 47, Laws of 1971 ex. sess. and RCW 46.09.050 are each amended to read as

follows:

ATV ((registration)) use permits and ATV tags shall be required under the provisions of this chapter except for the following:

(1) All-terrain vehicles owned and operated by the United States, another state, or a political subdivision thereof.

(2) All-terrain vehicles owned and operated by this state, or by any municipality or political subdivision thereof.

(3) An all-terrain vehicle ((owned and/or kept outside of this state, when)) operating in an organized competitive event on privately owned or leased land: PROVIDED, That if such leased land is owned by the state of Washington this exemption shall not apply unless the state agency exercising jurisdiction over the land in question specifically authorizes said competitive event: PROVIDED FURTHER, That such exemption shall be strictly construed.

(4) All-terrain vehicles operated on lands owned or leased by the ATV owner or operator or lands on which the operator has permission to operate without an ATV ((registration)) use permit.

(5) All-terrain vehicles which are ((operated exclusively on roadways)) validly licensed to operate over a highway of this state or if owned by nonresidents of this state, all-terrain vehicles which are validly licensed for operation over public highways in the state of the owner's residence.

(6) Those two-wheeled vehicles with engines of fifty cubic centimeters or less displacement or those two-wheeled vehicles with engines which develop five or less horsepower, ((or)) or those two-wheeled vehicles with a wheelbase of forty-two inches or less, or those two-wheeled vehicles which are equipped with wheels of fourteen inches or less rim diameter.

(7) All-terrain vehicles while being used for search and rescue purposes under the authority or direction of an appropriate search and rescue or law enforcement agency.

(8) Vehicles used primarily for construction or inspection purposes during the course of a commercial operation.

Sec. 7. Section 11, chapter 47, Laws of 1971 ex. sess. and RCW 46.09.060 are each amended to read as follows:

The ATV ((registration)) use permit period established by the department shall be concurrent with the registration period established by the department for motor vehicles pursuant to chapter 46.16 RCW.

Sec. 8. Section 12, chapter 47, Laws of 1971 ex. sess. and RCW 46.09.070 are each amended to read as follows:

Application for an ATV ((registration)) use permit shall be made to the department or its authorized agent in such manner and upon such forms as the department shall prescribe, and shall state the name and address of each owner of the all-terrain vehicle ((to be registered)), and shall be signed by at least one such owner, and shall be accompanied by a ((registration)) use permit fee of five dollars. Upon receipt of the application and the application fee, such all-terrain vehicle shall be

((registered and an ATV registration number)) assigned a use permit number tag or decal, which shall be affixed to the all-terrain vehicle in a manner prescribed by the department. The department may utilize applications, registration and license forms and registration numbering provided for use prior to the effective date of this 1972 amendatory act for the balance of 1972 and such shall constitute use permits, tags or decals for 1972.

The ATV ((~~registration~~)) use permit provided in this section shall be valid for a period of one year. ((~~At the end of such period of ATV registration, every owner of an all-terrain vehicle in this state shall renew his ATV registration~~)) Use permits shall be renewable each year in such manner as the department may prescribe, for an additional period of one year, upon payment of a renewal fee of five dollars.

Any person acquiring an all-terrain vehicle ((~~already validly registered~~)) for which a use permit has been issued under the provisions of this chapter must, within ((~~ten~~)) fifteen days of the acquisition or purchase of such all-terrain vehicle make application to the department or its authorized agent for transfer of such ATV ((~~registration~~)) use permit, and such application shall be accompanied by a transfer fee of one dollar.

Any out-of-state owner of an all-terrain vehicle ((~~not registered in this state~~)) shall, when operating in this state, comply with the provisions of this chapter and if an ATV ((registration)) use permit is required under this chapter, he shall obtain a nonresident ATV ((~~registration~~)) use permit number and tag, valid for not more than sixty days or an annual permit and tag. Application for such a permit shall state name and address of each owner of the all-terrain vehicle ((~~to be registered~~)) and shall be signed by at least one such owner and shall be accompanied by a ((~~registration~~)) fee of two dollars. The ((~~registration~~)) permit shall be carried on the vehicle at all times during its operation in this state.

Sec. 9. Section 13, chapter 47, Laws of 1971 ex. sess. and RCW 46.09.080 are each amended to read as follows:

((Six months after August 9, 1974, it shall be unlawful for any dealer to test or demonstrate or rent any all-terrain vehicle, within the state, without an ATV registration when the same is required by the provisions of this chapter:))

(1) Each dealer of all-terrain vehicles in this state who does not have a current "dealer's plate" for vehicle use pursuant to chapter 46.70 RCW, shall obtain a dealer ATV permit from the department in such manner and upon such forms as the department shall prescribe. Upon receipt of a dealer's application for a dealer ATV permit and the fee provided for in subsection (2) of this section, such dealer shall be registered and an ATV dealer permit number assigned.

(2) The ATV fee for dealers shall be twenty-five dollars per year, which shall be deposited in the all-terrain vehicle account, and such fee shall cover all of the all-terrain vehicles owned by a dealer and not rented: PROVIDED, That all-terrain vehicles rented on a

regular, commercial basis by a dealer shall have separate use permits under the provisions of this 1972 amendatory act.

(3) Upon the issuance of an ATV dealer permit each dealer shall purchase, at a cost to be determined by the department, ATV dealer number plates of a size and color to be determined by the department, which shall contain the dealer ATV permit number assigned to the dealer. Each all-terrain vehicle operated by a dealer for the purposes of testing or demonstration shall display such number plates assigned pursuant to the dealer permit provisions as provided for in chapter 46.70 RCW or this section, in a clearly visible manner.

(4) No person other than a dealer or a representative thereof shall display number plates as prescribed in subsection (3) of this section, and no dealer or representative thereof shall use such number plates for any purpose other than the purpose prescribed in subsection (3) of this section.

(5) ATV dealer permit numbers shall be nontransferable.

(6) On and after January 1, 1973, it shall be unlawful for any dealer to sell any all-terrain vehicle at wholesale or retail, or to test or demonstrate any all-terrain vehicle within the state, unless he has a motor vehicle dealers' license pursuant to chapter 46.70 RCW or an ATV dealer permit number in accordance with the provisions of this section.

Sec. 10. Section 14, chapter 47, Laws of 1971 ex. sess. and RCW 46.09.090 are each amended to read as follows:

((An ATV registration number shall be assigned to an all-terrain vehicle in this state at the time of its original ATV registration by the department in a similar manner as provided in RCW 46.01.130 and 46.01.140 and such rules and regulations as the department may adopt. The department shall, upon assignment of such ATV registration number, issue and deliver to the owner a certificate of ATV registration, in such form as the department shall prescribe. The certificate of ATV registration shall not be valid unless signed by the person who signed the application for ATV registration.

At the time of the original ATV registration, and at the time of each subsequent renewal thereof, the department shall issue to the ATV registrant a date tag or tags indicating the validity of the current ATV registration and the expiration date thereof, which validating date tag, or tags, shall be affixed to the all-terrain vehicle in such manner as the department may prescribe. Notwithstanding the fact that an all-terrain vehicle has been assigned an ATV registration number, it shall not be considered as validly registered within the meaning of this section unless a validating date tag and current ATV registration certificate have been issued and are in the possession of the operator.))

All ATV use permit tags and ATV dealer tags shall be displayed in a manner prescribed by the department on all-terrain vehicles when required by this 1972 amendatory act except as provided in section 6 of this 1972 amendatory act.

Sec. 11. Section 16, chapter 47, Laws of 1971 ex. sess. and RCW 46.09.110 are each amended to read as follows:

The moneys collected by the department as ATV ((registration)) use permit fees shall be distributed from time to time but at least once a year in the following manner:

(1) ((Twenty-five percent each year for the first two years after August 9, 1974, and twenty percent each year for each year thereafter shall be retained by the department)) The department shall retain enough money to cover expenses incurred in the administration of this chapter; PROVIDED, That such retention shall never exceed eighteen percent of fees collected.

(2) ((Twenty percent each year for the first two years after August 9, 1974, and twenty-five percent each year for each year thereafter shall be distributed to the treasurers of those counties of this state having significant all-terrain vehicle use in such sums or upon such a formula as shall be determined by the director after consulting with and obtaining the areas and facilities, advice of the Washington state association of counties, and shall be deposited in the county general fund and expended to defray the cost of their enforcing this chapter.

(3) Fifty-five percent each year shall be remitted to the state treasurer for deposit into the outdoor recreation account of the general fund to be administered by the interagency committee for outdoor recreation, and such amount shall be distributed to the department of natural resources, department of game, and to the parks and recreation commission on a pro rata basis determined by the number of miles of agency designated and maintained ATV trails. Such agency designation shall be reviewed and revised by the committee at least once each biennium and the pro rata distribution made current with the number of miles of agency designated and maintained ATV trails. These moneys shall be expended by each agency only for all-terrain vehicle trail-related expenses.) The remaining funds shall be deposited in the all-terrain vehicle account of the general fund for appropriation to the department of natural resources and on appropriation to be allocated and distributed by said department to departments of state government, to counties, and to municipalities on a basis determined by the amount of present or proposed ATV trails or areas on which they permit ATV use. The department of natural resources shall prescribe methods, rules, and standards by which such departments, counties or municipalities may apply for and obtain moneys from the all-terrain vehicle account for defraying expenses and costs for planning, development, acquisition, and management of ATV recreational areas and trails and the committee shall also apply for applicable federal matching funds; PROVIDED, That agencies constructing all-terrain vehicle trails, campgrounds, and recreational areas and facilities, shall consider the possibility of contracting with the state parks and recreation commission, the department of natural resources or other agencies to employ the youth development and conservation corps or other youth crews to construct or assist in construction of such all-terrain vehicle trails, campgrounds and recreational

areas and facilities.

The department of natural resources may use up to five percent of the use permit fees for administration cost and for implementing this chapter.

Sec. 12. Section 17, chapter 47, Laws of 1971 ex. sess. and RCW 46.09.120 are each amended to read as follows:

It shall be unlawful for any person to operate any all-terrain vehicle:

(1) While under the influence of intoxicating liquor or ((narcotics or other drugs)) a controlled substance;

(2) In such a manner as to endanger the property of another;

(3) On lands not owned by the operator or owner of the all-terrain vehicle without a lighted headlight and taillight between the hours of dusk and dawn, or when otherwise required for the safety of others regardless of ownership;

(4) On lands not owned by the operator or owner of the all-terrain vehicle without an adequate braking device or when otherwise required for the safety of others regardless of ownership;

(5) Without a spark arrestor approved by the department of natural resources;

(6) Without an adequate, and operating, muffling device which shall effectively blend the exhaust and motor noise in such a manner so as to preclude excessive or unusual noise. All-terrain vehicles manufactured after January 4, 1973, shall effectively maintain such noise at a level of eighty-two decibels or below on the "A" scale at one hundred feet under testing procedures as established by the Washington state patrol ([: PROVIDED HOWEVER, That all-terrain vehicles used in organized competition may use a bypass, expansion chamber, or cutout device if the area has been designated as fire safe by the appropriate agency));

(7) On lands not owned by the operator or owner of the all-terrain vehicle upon the shoulder or inside bank or slope of any ((roadway)) nonhighway road or highway, or upon the median of any divided highway;

(8) On lands not owned by the operator or owner of the all-terrain vehicle in any area or in such a manner so as to unreasonably expose the underlying soil, or to create an erosion condition, or to injure, damage, or destroy trees, growing crops, or other vegetation;

(9) On lands not owned by the operator or owner of the all-terrain vehicle or on any nonhighway or trail which is restricted to pedestrian or animal travel.

(10) On any public lands in violation of rules and regulations of the agency administering such lands.

Sec. 13. Section 20, chapter 47, Laws of 1971 ex. sess. and RCW 46.09.150 are each amended to read as follows:

Motor vehicle fuel used and purchased for providing the motive power for all-terrain vehicles ((on other than public highways;)) shall be considered a nonhighway use of fuel, and for purposes of this chapter shall be known as ATV fuel. Persons purchasing and using ATV fuel shall not be entitled to a refund of the motor vehicle fuel excise tax paid in accordance with the provisions of RCW 82.36.280

as it now exists or is hereafter amended.

Sec. 14. Section 21, chapter 47, Laws of 1971 ex. sess. and RCW 46.09.160 are each amended to read as follows:

From time to time, but at least once each biennium, the director of the department of motor vehicles shall request the treasurer to refund from the motor vehicle fund amounts which have been determined to be a tax on all-terrain vehicle fuel in an amount not to exceed one million dollars for the 1971-73 biennium, and the treasurer shall refund such amounts and place them in the ((outdoor recreation account of the general fund to be administered by the interagency committee for outdoor recreation)) all-terrain vehicle account of the general fund to be administered by the department of natural resources, and such amounts shall be distributed to ((the department of natural resources; the department of game, and the parks and recreation commission)) departments of state government, to counties, and to municipalities on a ((pro rata)) basis determined by the ((number of miles of agency designated and maintained)) amount of present or proposed ATV trails or areas on which they permit ATV use. Such ((agency designation)) shall be reviewed and may be revised by the ((committee)) department of natural resources at least once each biennium ((and the pro rata distribution made current with the number of miles of agency designated and maintained ATV trails)). These moneys shall be expended by each agency only for all-terrain vehicle ((trail-)) trail and area related expenses.

From time to time, but at least once each four years the department shall determine the amount or proportion of moneys paid to it as motor vehicle fuel tax which is taxed on ((nonhighway use of)) all-terrain vehicle fuel. Such determination may be made in any manner which is, in the judgment of the director, reasonable, but the manner used to make such determination shall be reported at the end of each four-year period to the legislature. To offset the cost of making such determination the treasurer shall retain in, and the department is authorized to expend from, the motor vehicle fund, the sum of twenty thousand dollars in the first biennium after August 9, 1971, and ten thousand dollars in each succeeding biennium in which such a determination is to be made.

Sec. 15. Section 22, chapter 47, Laws of 1971 ex. sess. and RCW 46.09.170 are each amended to read as follows:

From time to time, but at least once each biennium, the director of the department of motor vehicles shall request the state treasurer to refund from the motor vehicle fund amounts which have been determined to be a tax on all-terrain vehicle fuel in an amount not to exceed one million dollars for the 1971-73 biennium, and the treasurer shall refund such amounts and place them in the ((outdoor recreation account of the general fund to be administered by the interagency committee for outdoor recreation)) all-terrain vehicle account of the general fund to be administered by the department of natural resources, and such amounts shall be distributed to ((the department of natural resources; the department of game, and the parks and recreation commission)) departments of state

government, to counties, and to municipalities on a ((pro rata)) basis determined by the ((number of miles of agency designated and maintained)) amount of present or proposed ATV trails or areas on which they permit ATV use. Such ((agency designation)) distribution shall be reviewed and may be revised by the ((committee)) department of natural resources at least once each biennium ((and the pro rata distribution made current with the number of miles of agency designated and maintained ATV trails)). These moneys shall be expended by each agency only for all-terrain vehicle ((trail-)) trail and area related expenses.

Sec. 16. Section 24, chapter 47, Laws of 1971 ex. sess. and RCW 46.09.190 are each amended to read as follows:

(1) Except as provided in RCW 46.09.130, any person violating the provisions of this chapter shall be guilty of a misdemeanor and subject to a fine of not less than twenty-five dollars.

(2) In addition to the penalties provided in subsection (1) of this section, the owner and/or the operator of any all-terrain vehicle shall be liable for any damage to property including damage to trees, shrubs, growing crops injured as the result of travel by such all-terrain vehicle. The owner of such property may recover from the person responsible ((nominal damages of not less than one hundred dollars or)) three times the amount of damage((? whichever is greater)).

Sec. 17. Section 2, chapter 216, Laws of 1967 as amended by section 2, chapter 24, Laws of 1969 ex. sess. and RCW 4.24.210 are each amended to read as follows:

Any public or private landowners or others in lawful possession and control of agricultural or forest lands or water areas or channels and rural lands adjacent to such areas or channels who allow members of the public to use them for the purposes of outdoor recreation, which term includes hunting, fishing, camping, picnicking, swimming, hiking, pleasure driving, the pleasure driving of all-terrain vehicles, snowmobiles, and other vehicles, boating, nature study, winter or water sports, viewing or enjoying historical, archaeological, scenic, or scientific sites, without charging a fee of any kind therefor, shall not be liable for unintentional injuries to such users: PROVIDED, That nothing in this section shall prevent the liability of such a landowner or others in lawful possession and control for injuries sustained to users by reason of a known dangerous artificial latent condition for which warning signs have not been conspicuously posted: PROVIDED FURTHER, That nothing in RCW 4.24.200 and 4.24.210 limits or expands in any way the doctrine of attractive nuisance.

NEW SECTION. Sec. 18. There is added to chapter 46.09 RCW a new section to read as follows:

The department of natural resources shall coordinate the implementation and administration of this chapter. The department of natural resources shall provide for the designation of ATV trails by rule and regulation promulgated pursuant to chapter 34.04 RCW.

NEW SECTION. Sec. 19. There is added to chapter 46.09 RCW a new section to read as follows:

All registration fees collected pursuant to chapter 47, Laws of 1971 ex. sess. and chapter 46.09 RCW by the department of motor vehicles from August 9, 1971 through the effective date of this 1972 amendatory act shall be credited to the 1972 or 1973 permit fee.

NEW SECTION. Sec. 20. Section 15, chapter 47, Laws of 1971 ex. sess. and RCW 46.09.100 is hereby repealed.

NEW SECTION. Sec. 21. All ATV registration fees and ATV fuel tax refunds in the outdoor recreation account of the general fund are hereby transferred to the all-terrain vehicle account of the general fund.

The appropriations from the outdoor recreation account of the general fund set forth in paragraphs 1 and 2 of section 27, chapter 47, Laws of 1971 ex. sess. are hereby canceled and repealed.

To carry out the provisions of section 11 of this 1972 amendatory act, there is appropriated to the department of natural resources from the all-terrain vehicle account those moneys as provided from ATV permit fees and ATV dealer permit and plate fees, in the sum of one million dollars, or such lesser amount as represents fifty-five percent of the all-terrain vehicle permit and dealer permit, plate and tag fees collected by the department, or so much thereof as may be necessary.

To carry out the provisions of section 15 of this 1972 amendatory act there is appropriated to the department of natural resources from the all-terrain vehicle account those moneys as provided from ATV fuel tax refunds in the sum of one million dollars, or such lesser amount as represents the refund of tax on motor vehicle fuel which has been determined to be a tax on all-terrain vehicle fuel, or so much thereof as may be necessary.

Sec. 22. Section 4, chapter 29, Laws of 1971 ex. sess. and RCW 46.10.040 are each amended to read as follows:

Application for registration shall be made to the department in such manner and upon such forms as the department shall prescribe, and shall state the name and address of each owner of the snowmobile to be registered, and shall be signed by at least one such owner, and shall be accompanied by a registration fee of ~~((fifteen))~~ five dollars. Upon receipt of the application and the application fee, such snowmobile shall be registered and a registration number assigned, which shall be affixed to the snowmobile in a manner provided in RCW 46.10.070.

The registration provided in this section shall be valid for a period of ~~((three))~~ one year ~~((s))~~. At the end of such period of registration, every owner of a snowmobile in this state shall renew his registration in such manner as the department shall prescribe, for an additional period of ~~((three))~~ one year ~~((s))~~, upon payment of a renewal fee of ~~((fifteen))~~ five dollars.

Any person acquiring a snowmobile already validly registered under the provisions of this chapter must, within ten days of the acquisition or purchase of such snowmobile, make application to the department for transfer of such registration, and such application shall be accompanied by a transfer fee of one dollar.

A snowmobile owned by a resident of another state where registration is not required by law may be issued a

nonresident registration permit valid for not more than sixty days. Application for such a permit shall state name and address of each owner of the snowmobile to be registered and shall be signed by at least one such owner and shall be accompanied by a registration fee of two dollars. The registration permit shall be carried on the vehicle at all times during its operation in this state.

The registration fees provided in this section shall be in lieu of any personal property or excise tax heretofore imposed on snowmobiles by this state or any political subdivision thereof, and no city, county, or other municipality, and no state agency shall hereafter impose any other registration or license fee on any snowmobile in this state.

Sec. 23. Section 8, chapter 29, Laws of 1971 ex. sess. and RCW 46.10.080 are each amended to read as follows:

The moneys collected by the department as snowmobile registration fees shall be distributed in the following manner:

(1) Ten percent each year for the first two years after August 9, 1971, and five percent each year for each year thereafter shall be retained by the department to cover expenses incurred in the administration of this chapter.

(2) Twenty-five percent each year shall be distributed to the treasurers of those counties of this state having significant snowmobile use in such sums or upon such a formula as shall be determined by the director after consulting with and obtaining the advice of the Washington state association of counties, and shall be deposited in the county general fund and expended to defray the cost of ~~((enforcing))~~ administering this chapter.

(3) For the first two years after August 9, 1971, fifteen percent each year shall be remitted to the state treasurer for deposit into the general fund and shall be credited to the commission and shall be expended for snow removal operations at other than developed recreational facilities. Thereafter twenty percent each year shall be so remitted for such purposes.

(4) Fifty percent each year shall be remitted to the state treasurer to be deposited in the general fund and shall be credited in equal amounts to the commission, the department of natural resources, and the department of game and shall be expended on the development or operation of snowmobile facilities, but not on the acquisition or operation thereof.

Sec. 24. Section 11, chapter 29, Laws of 1971 ex. sess. and RCW 46.10.110 are each amended to read as follows:

Notwithstanding the provisions of RCW 46.10.100, it shall be lawful to operate a snowmobile upon a public roadway or highway:

Where such roadway or highway is completely covered with snow or ice and has been closed by the responsible governing body to motor vehicle traffic during the winter months; or

((Where)) When the responsible governing body gives notice that such roadway or highway is ~~((posted))~~ open to ~~((permit))~~ snowmobiles or all-terrain vehicle use; or

In an emergency during the period of time when and at locations where snow upon the roadway or highway renders such impassible to travel by automobile ((impraetical)); or When traveling along a designated snowmobile trail.

Sec. 25. Section 12, chapter 29, Laws of 1971 ex. sess. and RCW 46.10.120 are each amended to read as follows:

No person under twelve years of age shall operate a snowmobile on or across a public roadway or highway in this state, and no person between the ages of twelve and ((eighteen)) sixteen years of age shall operate a snowmobile on or across a public road or highway in this state unless he has taken a snowmobile safety education course and been certified as qualified to operate a snowmobile by an instructor designated by the commission as qualified to conduct such a course and issue such a certificate, and he has on his person at the time he is operating a snowmobile evidence of such certification: PROVIDED, That persons under sixteen years of age who have not been certified as qualified snowmobile operators may operate a snowmobile if an adult accompanies the person on the snowmobile.

NEW SECTION. Sec. 26. There is added to chapter 29, Laws of 1971 ex. sess. and to chapter 46.10 RCW a new section to read as follows:

Notwithstanding any other provisions of this chapter, the local governing body may provide for the safety and convenience of snowmobiles and snowmobile operators. Such provisions may include, but shall not necessarily be limited to, the clearing of areas for parking automobiles, the construction and maintenance of rest areas, and the designation and development of given areas for snowmobile use.

NEW SECTION. Sec. 27. This 1972 amendatory act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately." and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

#### MOTION

Mr. Morrison moved that the House do not concur in the Senate amendments to Substitute House Bill No. 29 and that the Senate be asked to recede therefrom.

Mr. Zimmerman spoke in favor of the motion, and the motion was carried.

#### SENATE AMENDMENT TO HOUSE BILL

February 12, 1972

Mr. Speaker: The Senate has passed ENGROSSED HOUSE BILL NO. 33 with the following amendment:

Strike the House Committee on Education and Libraries amendment on page 1, section 1, line 23, being line 23 of the engrossed bill, and after "superintendent:" insert "PROVIDED, That reimbursements for the acquisition of approved transportation equipment received by school districts shall be held within the general fund exclusively

for the future purpose of approved transportation equipment and major transportation equipment repairs consistent with rules and regulations authorized and promulgated under RCW 28A.41.170, 28A.65.050 and 28A.65.180." and the same is herewith transmitted.

Sidney R. Snyder, Secretary

#### MOTION

Mr. Morrison moved that the House do concur in the Senate amendment to Engrossed House Bill No. 33.

Mr. Hoggins spoke in favor of the motion and the motion was carried.

#### FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed House Bill No. 33 as amended by the Senate.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 33 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 95; nays, 0; not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hubbard, Hurley, Jastad, Johnson, Jones, Julin, Kilbury, King, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Hoggins, Juelling, Knowles, Rabel.

Engrossed House Bill No. 33 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.

#### SENATE AMENDMENT TO HOUSE BILL

February 12, 1972

Mr. Speaker: The Senate has passed HOUSE BILL NO. 57 with the following amendment:

On page 4, section 2, line 7, after "state guarantee" and before "per weighted" insert ", including

the equal guarantee provided for in section 1 of this 1972 amendatory act," and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

#### MOTION

Mr. Morrison moved that the House do concur in the Senate amendment to House Bill No. 57.

Mr. Hoggins spoke in favor of the motion and the motion was carried.

#### FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of House Bill No. 57 as amended by the Senate.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 57 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 91; nays, 7; not voting, 1.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Mr. Speaker.

Voting nay: Representatives Amen, Bottiger, Gallagher, Haussler, Sawyer, Wolf, Zimmerman.

Not voting: Representative McDermott.

House Bill No. 57 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.

#### SENATE AMENDMENTS TO HOUSE BILL

February 11, 1972

Mr. Speaker: The Senate has passed HOUSE BILL NO. 90 with the following amendments:

On page 1, line 7 of the title, after ";" insert "authorizing certain rules and regulations by the superintendent of public instruction; amending section 28A.41.170, chapter 223, Laws of 1969 ex.sess. as last amended by section 1, chapter 46, Laws of 1971 and RCW 28A.41.170"

On page 3, section 3, line 27, add a new section as follows and renumber the remaining sections consecutively:

"Sec. 4. Section 28A. 41.170, chapter 223, Laws of 1969 ex. sess as last amended by section 1, chapter 46, Laws of 1971 and RCW 28A.41.170 are each amended to read as follows:

The superintendent of public instruction shall have the power and duty to make such rules and regulations as are necessary for the proper administration of this chapter not inconsistent with the provisions thereof, and in addition to require such reports as may be necessary to carry out his duties under this chapter; PROVIDED, That the superintendent of public instruction shall have the authority to make rules and regulations allowing school districts for the 1971-72 school year to receive state apportionment moneys as provided in RCW 28A.41.130 when said districts are unable to fulfill the requirements of a full school year of one hundred eighty days due to an unforeseen emergency."

On page 3, section 4, being renumbered section 5, line 27, after "act" insert "except for section 4" and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

#### MOTION

Mr. Morrison moved that the House do concur to the Senate amendments to House Bill No. 90.

Mr. Hoggins spoke in favor of the motion and the motion was carried.

#### FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of House Bill No. 90 as amended by the Senate.

Mr. Charette spoke against passage of the bill.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 90 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 57; nays, 41; not voting, 1.

Voting yeas: Representatives Adams, Anderson, Backstrom, Bauer, Beck, Berentson, Bledsoe, Bottiger, Brouillet, Ceccarelli, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Douthwaite, Flanagan, Gallagher, Grant, Haussler, Hoggins, Hurley, Jastad, Johnson, Kilbury, King, Kirk, Kiskaddon, Knowles, Kraabel, Litchman, Luders, Lysen, Marsh, Marzano, Maxie, McCormick, McDermott, Mentor, Moon, O'Brien, Pardini, Paris, Perry, Rosellini, Savage, Sawyer, Smith, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Zimmerman.

Voting nays: Representatives Amen, Bagnariol, Barden, Benitz, Blair, Bluechel, Bozarth, Bradley, Brown, Charette, Curtis, Eikenberry, Farr, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Hubbard, Jones, Juelling, Julin, Kopet, Kuehnle, Martinis, May, Merrill, Morrison, Newhouse, North, Polk, Rabel, Richardson, Ross,

Schumaker, Shera, Shinpoch, Spanton, Wolf, Mr. Speaker.  
Not voting: Representative Randall.

House Bill No. 90 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.

#### SENATE AMENDMENTS TO HOUSE BILL

February 11, 1972

Mr. Speaker: The Senate has passed ENGROSSED HOUSE BILL NO. 147 with the following amendments:

On line 2 of the title after "RCW;" strike all of the material down to and including "2.50.140;" on line 3

On page 1 strike all of section 2 and renumber the remaining section accordingly.

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

#### MOTION

Mr. Morrison moved that the House do concur in the Senate amendments to Engrossed House Bill No. 147.

Mr. Julin spoke in favor of the motion. The motion was carried.

#### FINAL PASSAGE OF HOUSE BILL AS AMENDED BY THE SENATE

The Speaker stated the question before the House to be the final passage of Engrossed House Bill No. 147 as amended by the Senate.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 147 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 94; nays, 5; not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Shera, Shinpoch, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Gladder, Kuehnle, Richardson, Schumaker, Smith.

Engrossed House Bill No. 147 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.

SENATE AMENDMENTS TO HOUSE BILL

February 11, 1972

Mr. Speaker: The Senate has passed SUBSTITUTE HOUSE BILL NO. 196 with the following amendments:

On page 1, section 1, line 11 after "formed." insert "An agricultural commodity board may also contract with such association for services necessary to carry out any purposes authorized under this chapter, provided that an appropriate contract has been entered into."

On page 2, section 4, line 13 after "formed." insert "An agricultural commission may also contract with such association for services necessary to carry out any purposes authorized under this chapter, provided that an appropriate contract has been entered into." and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

Mr. Morrison moved that the House do concur in the Senate amendments to Substitute House Bill No. 196.

Mr. Amen spoke in favor of the motion and the motion was carried.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Substitute House Bill No. 196 as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 196 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 97; nays, 1; not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representative Grant.

Not voting: Representative King.

Substitute House Bill No. 196 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill as ordered to stand as the title of the act.

SENATE AMENDMENT TO HOUSE BILL

February 12, 1972

Mr. Speaker: The Senate has passed HOUSE BILL NO. 210 with the following amendment:

On page 1, section 1, line 9, after "service" and before the period insert ": PROVIDED, That such legislation may not provide for the establishment of any system which would compete with any existing private system"

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

Mr. Morrison moved that the House do concur in the Senate amendment to House Bill No. 210.

Mr. Curtis spoke in favor of the motion. The motion was carried.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of House Bill No. 210 as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 210 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 96; nays, 1; not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representative Grant.

Not voting: Representatives McDermott, Rabel.

House Bill No. 210 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.

SENATE AMENDMENT TO HOUSE BILL

February 11, 1972

Mr. Speaker: The Senate has passed HOUSE BILL NO. 237 with the following amendment:

On page 1, section 1, line 8, after "sale" strike "at cost to the library" and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

Mr. Morrison moved that the House do concur in the Senate amendments to House Bill No. 237.

Mr. Hoggins spoke in favor of the motion, and the motion was carried.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY THE SENATE

The Speaker stated the question before the House to be the final passage of House Bill No. 237 as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 237 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 96; nays, 2; not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Bradley, Van Dyk.

Not voting: Representative Douthwaite.

House Bill No. 237 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.

SENATE AMENDMENT TO HOUSE BILL

February 11, 1972

Mr. Speaker: The Senate has passed HOUSE BILL NO. 241 with the following amendment:

On page 4, section 3, line 12, after "RCW" strike

"28.08.240" and insert "25.08.240"  
and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

#### MOTION

Mr. Morrison moved that the House do concur in the Senate amendment to House bill No. 241.

Mr. Julin spoke in favor of the motion, and the motion was carried.

#### FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of House Bill No. 241 as amended by the Senate.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 241 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 96; nays, 1; not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representative Charette.

Not voting: Representatives Marzano, Perry.

House Bill No. 241 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.

#### SENATE AMENDMENT TO HOUSE BILL

February 12, 1972

Mr. Speaker: The Senate has passed HOUSE BILL NO. 279 with the following amendment:

On page 1, line 17, after "January 1," strike "1973" and insert "1975"  
and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

## MOTION

Mr. Morrison moved that the House do concur in the Senate amendment to House Bill No. 279.

Mr. Zimmerman spoke in favor of the motion.

## PARLIAMENTARY INQUIRY

Mr. Gladder: "Mr. Speaker, I think we are going very fast. For example, I don't have any idea what this bill is. I think it would be a very good idea if the speakers, as Mr. Julin just did, would at least give a reasonable description of what the bill is."

Mr. Zimmerman spoke again in favor of the motion to concur in the Senate amendments to House Bill No. 279.

## POINT OF INQUIRY

Mr. Zimmerman yielded to question by Mr. Ross.

Mr. Ross: "What is the rationale for having the effective date delayed until 1975?"

Mr. Zimmerman: "The fact that the federal government has not passed their measure yet; the fact that the department is going to have to take some time to get the actual permit set-up arranged; and the fact that it will give the cities, and all the people coming under the bill, a chance to get their house in order. It is just a little longer effort to move into the system. This does not have anything to do with the requirement as far as standards. Standards are in a separate area. This is dealing with the permit aspect. So we are not delaying the implementation of having to put in sewer systems. It is just with regard to the permit system alone which is a separate aspect."

The motion by Mr. Morrison to concur in the Senate amendments to House Bill No. 279 was carried.

## FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of House Bill No. 279 as amended by the Senate.

## ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 279 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 90; nays, 7; not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hurley, Jastad, Johnson, Jones, Juelling, Julin,

Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Shera, Shipoch, Smythe, Thompson, Van Dyk, Williams, Wojahn, Zimmerman, Mr. Speaker.

Voting nay: Representatives Douthwaite, Flanagan, Hubbard, Schumaker, Smith, Spanton, Wolf.

Not voting: Representatives Lysen, Wanamaker.

House Bill No. 279 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.

#### SENATE AMENDMENTS TO HOUSE BILL

February 11, 1972

Mr. Speaker: The Senate has passed HOUSE BILL NO. 289 with the following amendments:

On page 1, line 1, after "to" strike "crimes concerning dogs; creating a new section" and insert "the taking or withholding of property; creating two new sections;"

On page 1, section 1, line 11, strike "Kills" and insert "Wilfully kills"

On page 1, beginning on line 16, strike all the matter down through "removed." on line 21

On page 1, section 1, line 16, add a new section as follows:

"NEW SECTION. Sec. 2. There is added to chapter 19.60 RCW a new section to read as follows:

Whenever the owner of stolen goods locates said stolen goods in the possession of a pawnbroker or secondhand dealer, and is forced to bring an action for replevin to recover possession thereof, the owner shall be entitled to reasonable attorney fees and costs in connection with said replevin action."

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

#### MOTION

Mr. Morrison moved that the House do not concur in the Senate amendments to House Bill No. 289 and that the Senate be asked to recede therefrom.

Representatives Amen and Curtis spoke in favor of the motion, and Representative Julin spoke against it.

#### POINT OF ORDER

Mr. Amen: "I would request your ruling on the scope and object of this amendment."

#### POINT OF ORDER

Mr. O'Brien: "Reed's Rule No. 112 states the time for making these objections to scope and object or any

other point of order. It states as follows: 'Both these objections to present action must be presented before consideration has been entered upon. After debate has begun or other action has been taken it is too late.' I submit to you that this amendment has been debated and discussed, and the point of order that was raised of changing the scope and object should have been raised immediately upon consideration of this Senate amendment. Actually a point of order should be raised immediately and not after debate has begun on the subject matter."

#### RULING BY THE SPEAKER

The Speaker: "The Speaker was getting ready to rule that Mr. Amen's point of order was well taken. However, looking at section 112 of Reed's Rules, I must now also rule that Mr. O'Brien's point of order is well taken."

#### MOTION

Mr. Hoggins moved that the House concur in the Senate amendments to House Bill No. 289.

Representatives Kuehnle and Bottiger spoke against the motion by Mr. Hoggins to concur in the Senate amendments.

Mr. Beck demanded the previous question and the demand was not sustained.

Representatives Hoggins, Newhouse and Julin spoke in favor of the motion to concur in the Senate amendments, and Representatives Haussler, Jastad, Curtis and Moon spoke against it.

Mr. Bledsoe demanded the previous question and the demand was sustained.

Mr. Curtis demanded an electric roll call and the demand was sustained.

#### PARLIAMENTARY INQUIRY

Mr. Curtis: "Mr. Speaker, since we have had a positive motion take precedence, I wonder if the Speaker would carefully explain the implication of the vote?"

The Speaker: "The vote in the affirmative, by a majority, adopts the Senate amendments to House Bill No. 289. The bill would then be before us on final passage as amended by the Senate. If the motion fails, that is in effect action that the House does not concur, and the bill is returned to the Senate with a message asking the Senate to recede from its amendments."

#### ROLL CALL

The Clerk called the roll on the motion by Mr. Hoggins that the House do concur in the Senate amendments to House Bill No. 289, and the motion was lost by the following vote: Yeas, 25; nays, 73; not voting, 1.

Voting yea: Representatives Barden, Bauer, Bottiger, Brouillet, Chatalas, Conner, Conway, Eikenberry,

Flanagan, Gilleland, Grant, Hoggins, Hurley, Jastad, Jones, Julin, Kiskaddon, Kraabel, Newhouse, Polk, Rabel, Savage, Shera, Wojahn, Zimmerman.

Voting nay: Representatives Adams, Amen, Backstrom, Bagnariol, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Bradley, Brown, Ceccarelli, Charette, Charnley, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Farr, Gallagher, Garrett, Gladder, Goldsworthy, Hansey, Hatfield, Haussler, Hubbard, Johnson, Juelling, Kilbury, King, Kirk, Knowles, Kopet, Kuehne, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, North, O'Brien, Pardini, Paris, Perry, Randall, Richardson, Rosellini, Ross, Sawyer, Schumaker, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams Wolf, Mr. Speaker.

Not voting: Representative Anderson.

The Speaker stated that the effect of the failure of the motion was that the House refused to concur in the Senate amendments to House Bill No. 289 and asked the Senate to recede therefrom.

#### MOTION

On motion of Mr. Morrison, the House advanced to the seventh order of business.

#### REPORTS OF STANDING COMMITTEES

February 12, 1972

ENGROSSED SENATE BILL NO. 146, Prime Sponsor: Senator Walgren, creating a section of criminal identification within the Washington state patrol, reported by Committee on State Government.

MAJORITY recommendation: Do pass with the following amendments:

On page 2, section 2, line 27 after "act" insert the following new paragraph:

"Any person who, in violation of this 1972 act, furnishes to any person or other agency information obtained from the section shall be civilly liable, as provided in RCW 72.50.170."

On page 3, section 4, line 22 after "shall" insert ", consistent with the procedures set forth in this 1972 act,"

On page 4, section 7, line 19 after "it" insert "and to advise such persons or agencies who have received his record and whom the individual designates to modify it accordingly"

On page 6, section 10, line 13 of the engrossed bill, being line 5 of the Senate amendment to page 6, after "the" strike "superintendent of the state correctional institution from which a prisoner is being furloughed" and insert "the department of social and health services"

On page 6, section 10, line 22 of the engrossed bill, after "safety" strike everything through "furlough" on line 25 of the engrossed bill, this being the last 4

lines of the Senate amendment to page 6, and insert "of the county to which the prisoner is being furloughed and such other criminal justice agencies as the section may determine should be so notified"

On page 6, section 10, after line 32 of the engrossed bill, being line 23 of the printed bill, insert a new subsection as follows:

"(4) Whenever a person serving a sentence for a term of confinement in a state correctional facility for convicted felons, pursuant to court commitment, is released on an order of the state board of prison terms and paroles, or is discharged from custody on expiration of sentence, the department of social and health services shall promptly notify the section that the named person has been released or discharged, the place to which such person has been released or discharged, and the conditions of his release or discharge, and shall additionally notify the section of change in residence or conditions of release or discharge of persons on active parole supervision, and shall notify the section when persons are discharged from active parole supervision.

No city, town, county, or local law enforcement authority or other agency thereof may require that a convicted felon entering, sojourning, visiting, in transit, or residing in such city, town, county, or local area report or make himself known as a convicted felon or make application for and/or carry on his person a felon identification card or other registration document. Nothing herein shall, however, be construed to prevent any local law enforcement authority from recording the residency and other information concerning any convicted felon or other person convicted of a criminal offense when such information is obtained from a source other than from such requirement which source may include any officer or other agency or subdivision of the state."

On page 7, section 11, line 3 of the engrossed bill being page 6, line 27 of the printed bill, after "may" and before "use" insert ", consistent with constitutional and legal requirements,"

On page 8, section 14, line 29 of the engrossed bill, being line 9 of the Senate amendment to page 8 after "committed" strike the comma

On page 8, section 14, line 31 of the engrossed bill, being the last line of the Senate amendment to page 8, after "obtainable" insert "from the appropriate criminal justice agency"

Signed by Representatives Bluechel, Chairman, Conway, Vice Chairman, Bledsoe, Cunningham, Hoggins, Kraabel, Marzano, Moon, Paris, Perry, Spanton, Williams.

The Speaker stated that under the Rules of the House, Engrossed Senate Bill No. 146 would be rereferred to the Committee on Appropriations.

MOTION

On motion of Mr. Bledsoe, the House advanced to the ninth order of business.

## THIRD READING

SENATE CONCURRENT RESOLUTION NO. 10, by Senators Bailey, Greive and Atwood:

Extending limitations of Senate Concurrent Resolution No. 2.

The resolution was read the third time and placed on final passage.

Mr. Bledsoe spoke in favor of the resolution.

## POINT OF INQUIRY

Mr. Bledsoe yielded to question by Mr. Chatalas.

Mr. Chatalas: "Mr. Bledsoe, is this concurrent resolution really necessary?"

Mr. Bledsoe: "If you are interested in having a budget passed, yes. If you are interested in tax revision, which I assume you are by your vote, yes."

Mr. Chatalas: "The reason I say this is because we haven't passed this but we have already taken two bills out of Rules Committee, so I don't see why we need this when you can go ahead and do as you please."

Mr. Bledsoe: "Not to engage in prolonged debate, but we have not considered the measures before us. We are going to consider them, if possible, if we can find the votes to pass this concurrent resolution. If we cannot, of course, they will not be discussed."

Mr. Chatalas: "The only answer I can give you, Mr. Bledsoe, is this: That we haven't passed this measure saying redistricting is a part of the bills that we are going to consider, but we already took them out of Rules."

The Speaker: "I will comment, Mr. Chatalas. The Senate Concurrent Resolution No. 2 does not, and never has, prohibited moving bills into committee, out of committee or anything else. The only thing it ever prohibited was final passage."

The Speaker stated the question before the House to be Senate Concurrent Resolution No. 10 as amended by the House, on final passage.

The resolution was adopted.

## MOTION

On motion of Mr. Bledsoe, Senate Concurrent Resolution No. 10 as amended by the House, was ordered transmitted immediately to the Senate.

## MOTION

On motion of Mr. Bledsoe, the House recessed until 2:00 p.m.

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AFTERNOON SESSION  
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The House was called to order at 2:00 p.m. by the Speaker (Mr. Morrison presiding). The Clerk called the roll and all members were present.

The Speaker resumed the Chair.

MESSAGES FROM THE SENATE

February 15, 1972

Mr. Speaker: The Senate has concurred in the House amendments to ENGROSSED SENATE BILL NO. 13, and has passed the bill as amended by the House.

Sidney R. Snyder, Secretary.

February 15, 1972

Mr. Speaker: The Senate has concurred in the House amendment to ENGROSSED SENATE BILL NO. 28, and has passed the bill as amended by the House.

Sidney R. Snyder, Secretary.

February 15, 1972

Mr. Speaker: The Senate has concurred in the House amendment to ENGROSSED SUBSTITUTE SENATE BILL NO. 29, and has passed the bill as amended by the House.

Sidney R. Snyder, Secretary.

February 15, 1972

Mr. Speaker: The Senate has concurred in the House amendments to ENGROSSED SENATE BILL NO. 42, and has passed the bill as amended by the House.

Sidney R. Snyder, Secretary.

February 15, 1972

Mr. Speaker: The Senate has concurred in the House amendment to ENGROSSED SENATE BILL NO. 50, and has passed the bill as amended by the House.

Sidney R. Snyder, Secretary.

February 15, 1972

Mr. Speaker: The Senate has concurred in the House amendments to ENGROSSED SENATE BILL NO. 63, and has passed the bill as amended by the House.

Sidney R. Snyder, Secretary.

February 15, 1972

Mr. Speaker: The Senate has granted the request of the House for a conference on SENATE BILL NO. 173 and the House amendments thereto, and the President has appointed as members of the conference committee thereon: Senators Talley, Huntley and Foley.

Sidney R. Snyder, Secretary.

## SENATE AMENDMENTS TO HOUSE BILL

February 11, 1972

Mr. Speaker: The Senate has passed HOUSE BILL NO. 299 with the following amendments:

In line 4 of the title after the semicolon and before "and declaring" insert "amending section 22, chapter 119, Laws of 1969 ex. sess. and RCW 28A.65.095;"

On page 1, following the enacting clause, strike section 1 and insert the following:

"Section 1. Section 28A.65.020, chapter 223, Laws of 1969 ex. sess. as amended by section 21, chapter 119, Laws of 1969 ex. sess. and RCW 28A.65.020 are each amended to read as follows:

The revenue section of the preliminary budget shall set forth the estimated receipts from all sources for the ensuing fiscal year, the estimated receipts for the fiscal year current at the time of preliminary budget preparation, the actual receipts for the last completed fiscal year, and the probable cash on hand available for ensuing fiscal year disbursements at the close of the said current fiscal year. The estimated receipts from all sources for the ensuing fiscal year shall not include any revenue not anticipated to be received in cash during that fiscal year: PROVIDED, That school districts, pursuant to rules and regulations promulgated by the superintendent of public instruction, shall be granted permission to include as revenues in their preliminary budgets receivables collectible in future fiscal years limited to those payments made in odd-numbered years on or before July 10th from the distribution of the proceeds from the state property tax for the benefit of the common schools. Such permission shall not affect in any manner those requirements as set forth in RCW 28A.65.095 regarding petitions by school district boards to the superintendent of public instruction for permission to include receivables collectible in future fiscal years in final budgets.

The expenditure section of the preliminary budget shall set forth by detailed items or classes the estimated expenditures for the ensuing fiscal year, the appropriations for the fiscal year current at the time of preliminary budget preparation, and the expenditures for the last completed fiscal year. Each salary shall be set forth separately, together with the title or position of the recipient: PROVIDED, That salaries may be set out in total amounts under each budget class if a detailed schedule of such salaries and positions be attached to the budget and made a part thereof.

The estimated disbursements consistent with the provisions of RCW 28A.65.170 for the ensuing fiscal year must not be greater than the total of the estimated cash receipts for the ensuing fiscal year ((plus)), the probable net cash balance and investments at the close of the current fiscal year and the projected revenue from receivables collectible on future years approved by the superintendent of public instruction for inclusion in the preliminary budget.

Sec. 2. Section 22, chapter 119, Laws of 1969 ex. sess. and RCW 28A.65.095 are each amended to read as follows:

The revenue section of the final budget shall set forth the estimated receipts from all sources for the current fiscal year, the actual receipts for the last completed fiscal year, the actual receipts for the year prior to the last completed fiscal year, and the cash on hand available for current fiscal year disbursements at the close of the last completed fiscal year. The estimated receipts from all sources for the current fiscal year shall not include any revenue not anticipated to be received in cash during that fiscal year except for those funds receivable on or before July 10th in odd-numbered years from the distribution of the proceeds from the state property tax for the benefit of the common schools.

The expenditure section of the final budget shall set forth by detailed items or classes the estimated expenditures for the current fiscal year, the actual expenditures for the last completed fiscal year, and the expenditures for the year prior to the last completed fiscal year. Each salary shall be set forth separately, together with the title or position of the recipient: PROVIDED, That salaries may be set out in total amounts under each budget class if a detailed schedule of such salaries and positions be attached to the budget and made a part thereof.

The estimated disbursements consistent with the provisions of RCW 28A.65.170 for the current fiscal year must not be greater than the total of the net cash balance and the investments at the close of the last completed fiscal year plus the estimated cash receipts for the current fiscal year plus those funds receivable on or before July 10th in odd-numbered years from the distribution of the proceeds from the state property tax for the benefit of the common schools: PROVIDED, When a school district board is unable to prepare a budget in which the estimated cash receipts for the current fiscal year plus the cash and investments on hand at the close of the preceding fiscal year do not at least equal the estimated disbursements for the current fiscal year, the school district board will petition in writing on or before the fifteenth day of September the state superintendent of public instruction for permission to include receivables collectible in future years, in order to balance the current fiscal year's budget. If such permission is granted it shall be in writing and it shall contain conditions, binding on the district, designed to improve the district's financial condition. Any budget adopted by the board of directors without written permission from the state superintendent of public instruction that contains estimated disbursements in excess of the total of estimated cash receipts for the current fiscal year plus net cash balance and investments at the close of the last completed fiscal year shall be null and void and shall not be considered an appropriation."

Renumber present section 2 as "Sec. 3." and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

## MOTION

Mr. Morrison moved that the House do concur in the Senate amendments to House Bill No. 299.

Mr. Hoggins spoke in favor of the motion and the motion was carried.

## FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of House Bill No. 299 as amended by the Senate.

## ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 299 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Backstrom, Smith.

House Bill No. 299 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.

## SENATE AMENDMENTS TO HOUSE BILL

February 12, 1972

Mr. Speaker: The Senate has passed HOUSE BILL NO. 130 with the following amendments:

On page 2, line 7, after section 1 insert the following:

"NEW SECTION. Sec. 2. There is added to chapter 35.43 RCW a new section to read as follows:

Any city of the first class in this state ordering any local improvement upon which shall be levied and collected special assessments on property specifically benefited thereby may provide as part of the ordinance creating any local improvement district that the collection of any assessment levied therefor may be deferred until a

time previous to the dissolution of the district for those economically disadvantaged property owners or other persons who, under the terms of a recorded contract of purchase, recorded mortgage, recorded deed of trust transaction or recorded lease are responsible under penalty of forfeiture, foreclosure or default as between vendor/vendee, mortgagor/mortgagee, grantor and trustor/trustee and grantee, and beneficiary and lender, or lessor and lessee for the payment of local improvement district assessments, and in the manner specified in the ordinance qualify for such deferral, upon assurance of property security for the payment thereof.

**NEW SECTION.** Sec. 3. There is added to chapter 35.54 RCW a new section to read as follows:

Whenever payment of a local improvement district assessment is deferred pursuant to the provisions of section 2 of this 1972 amendatory act the amount of the deferred assessment shall be paid out of the local improvement guaranty fund. The local improvement guaranty fund shall have a lien on the benefited property in an amount equal to the deferral together with interest as provided for by the establishing ordinance.

The lien may accumulate up to an amount not to exceed the sum of two installments: PROVIDED, That the ordinance creating the local improvement district may provide for one or additional deferrals of up to two installments. Local improvement assessment obligations deferred under this 1972 amendatory act shall become payable upon the earliest of the following dates:

(1) Upon the date and pursuant to conditions established by the political subdivision granting the deferral; or

(2) Upon the sale of property which has a deferred assessment lien upon it from the purchase price; or

(3) Upon the death of the person to whom the deferral was granted from the value of his estate; except a surviving spouse shall be allowed to continue the deferral which shall then be payable by that spouse as provided in this section.

Sec. 4. Section 35.50.030, chapter 7, Laws of 1965 and RCW 35.50.030 are each amended to read as follows:

If on the first day of January in any year, ((two)) five installments of any local improvement assessment are delinquent, or if the final installment thereof has been delinquent for more than one year, the city or town shall proceed with the foreclosure of the delinquent assessment or delinquent installments thereof by proceedings brought in its own name in the superior court of the county in which the city or town is situate: PROVIDED, That properties as to which payment of the principal of local improvement assessments or installments thereof have been deferred pursuant to section 2 of this 1972 amendatory act shall not be subject to foreclosure proceedings required by this section.

The proceedings shall be commenced on or before March 1st of that year or on or before such other date in such year as may be fixed by general ordinance but not before the city or town treasurer has mailed to the persons whose names appear on the assessment roll as owners of the property charged with the assessments or installments which

are delinquent, at the address last known to the treasurer, a notice thirty days before the commencement of the proceedings.

The notice shall state the amount due upon each separate lot, tract or parcel of land and the date after which the proceedings will be commenced. The city or town treasurer shall file with the clerk of the superior court at the time of commencement of the foreclosure proceeding the affidavit of the person who mailed the notices. This affidavit shall be conclusive proof of compliance with the requirements of this section: PROVIDED, That nothing in this 1972 amendatory act shall have application to LID assessments delinquent at or prior to the time of its effective date.

Sec. 5. Section 35.50.050, chapter 7, Laws of 1965 and RCW 35.50.050 are each amended to read as follows:

An action to collect a local improvement assessment or any installment thereof or to enforce the lien thereof whether brought by the city or town, or by any person having the right to bring such action must be commenced within ten years after the assessment becomes delinquent or within ten years after the last installment becomes delinquent, if the assessment is payable in installments: PROVIDED, That the time during which payment of principal is deferred as to economically disadvantaged property owners as provided for in section 2 of this 1972 amendatory act and in RCW 35.50.030 shall not be a part of the time limited for the commencement of action.

NEW SECTION. Sec. 6. If any provision of this 1972 amendatory act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 7. This 1972 amendatory act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

On page 1, line 1 of the title, after "local improvements;" strike "and"

On page 1, line 3 of the title, after "RCW 35.49.010" and before the period insert the following: "; amending section 35.50.030, chapter 7, Laws of 1965 and RCW 35.50.030; amending section 35.50.050, chapter 7, Laws of 1965 and RCW 35.50.050; adding a new section to chapter 35.43 RCW; adding a new section to chapter 35.54 RCW; and declaring an emergency"

and the same is herewith transmitted.

Bill Gleason, Assistant Secretary.

#### MOTION

Mr. Morrison moved that the House do concur in the Senate amendments to House Bill No. 130.

Representatives Smythe and Charnley spoke in favor of the motion and the motion was carried.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of House Bill No. 130 as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 130 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 97; nays, 1; not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Planagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Zimmerman, Mr. Speaker.

Voting nay: Representative Wolf.

Not voting: Representative Smith.

House Bill No. 130 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.

REPORT OF CONFERENCE COMMITTEE

February 14, 1972

Mr. President:

Mr. Speaker:

We, of your Conference Committee, to whom was referred ENGROSSED SENATE BILL NO. 45, changing law relating to apportionment of state funds to school districts, have had the same under consideration, and we report that we are unable to agree and respectfully request the powers of Free Conference.

Items at Issue between the House and Senate:

House amendment adding new section 2, on page 2, line 26, through page 3, line 7. The House version accepted at conference.

New proposed items within scope and object of original bill:

Page 2, line 26. After "that" and before "year" add the word "apportionment" (Needed for technical clarification by the Superintendent of Public Instruction)

Page 3, lines 8-12. Amend the emergency clause so as to implement section 2 of this act in the present apportionment year.

Signed by Senators Francis and Ridder;  
Representatives Barden, Shera and Bauer.

## ANNOUNCEMENT BY THE SPEAKER

The Speaker: "I would point out to the members of the House that this Report of Conference Committee, asking for the powers of Free Conference, is on your desks. The copies will hereafter be distributed before the Conference reports are acted upon. This is the new format as required by the amendments to the Joint Rules on Conference Committees under House Concurrent Resolution No. 5. This format of Conference Committee reports which has been agreed to between the House and Senate must be completed specifying exactly the items in disagreement or items of agreement before any conference committee can be granted the powers of Free Conference."

## MOTION

Mr. Morrison moved that the Report of the Conference Committee on Engrossed Senate Bill No. 45 be adopted and that the committee be granted the powers of Free Conference.

Mr. Bauer spoke in favor of the motion, and the motion was carried.

The Speaker declared the House to be at ease.  
The Speaker called the House to order.

## SENATE AMENDMENTS TO HOUSE BILL

February 12, 1972

Mr. Speaker: The Senate has passed SUBSTITUTE HOUSE BILL NO. 14 with the following amendments:

On page 1 strike everything after the enacting clause and insert the following:

"Section 1. Section 23, chapter 302, Laws of 1971 ex. sess. and RCW 70.108.040 are each amended to read as follows:

Application for an outdoor music festival permit shall be in writing and filed with the clerk of the issuing authority wherein the festival is to be held. Said application shall be filed not less than ~~((sixty))~~ ninety days prior to the first scheduled day of the festival and shall be accompanied with a permit fee in the amount of two thousand five hundred dollars. Said application shall include:

(1) The name of the person or other legal entity on behalf of whom said application is made: PROVIDED, That a natural person applying for such permit shall be eighteen years of age or older;

(2) A financial statement of the applicant;

(3) The nature of the business organization of the applicant;

(4) Names and addresses of all individuals or other entities having a ten percent or more proprietary interest in the festival;

(5) The principal place of business of applicant;

(6) A legal description of the land to be occupied, the name and address of the owner thereof, together with a document showing the consent of said owner to the issuance of a permit, if the land be owned by a person other than the applicant;

(7) The scheduled performances and program;

(8) Written confirmation from the local health officer that he has reviewed and approved plans for site and development in accordance with rules, regulations and standards adopted by the state board of health. Such rules and regulations shall include criteria as the following and such other matters as the state board of health deems necessary to protect the public's health;

- (a) Submission of plans
- (b) Site
- (c) Water supply
- (d) Sewage disposal
- (e) Food preparation facilities
- (f) Toilet facilities
- (g) Solid waste
- (h) Insect and rodent control
- (i) Shelter
- (j) Dust control
- (k) Lighting
- (l) Emergency medical facilities
- (m) Emergency air evacuation
- (n) Attendant physicians
- (o) Communication systems

(9) A written confirmation from the appropriate law enforcement agency where the outdoor music festival is to take place, showing that traffic control and crowd protection policing have been contracted for or otherwise provided by the applicant meeting the following conditions:

(a) One person for each two hundred persons reasonably expected to be in attendance at any time during the event for purposes of traffic and crowd control.

(b) The names and addresses of all traffic and crowd control personnel shall be provided to the appropriate law enforcement authority: PROVIDED, That not less than twenty percent of the traffic and crowd control personnel shall be commissioned police officers or deputy sheriffs: PROVIDED FURTHER, That on and after the effective date of this 1972 amendatory act any commissioned police officer or deputy sheriff who is employed and compensated by the promoter of an outdoor music festival shall not be eligible and shall not receive any benefits whatsoever from any public pension or disability plan of which he is a member for the time he is so employed or for any injuries received during the course of such employment.

(c) During the hours that the festival site shall be open to the public there shall be at least one regularly commissioned police officer employed by the jurisdiction wherein the festival site is located for every one thousand persons in attendance and said officer shall be on duty within the confines of the actual outdoor music festival site ([: PROVIDED, That the local enforcement authority may authorize an additional or lesser number of police officers to be in attendance at the festival site at such times or in such numbers as he deems necessary in keeping with the provisions of this chapter. The officers referred to by

this subsection shall be counted as part of the twenty percent quota referred to in subsection (b) of subsection (9)).

(d) All law enforcement personnel shall be charged with enforcing the provisions of this chapter and all existing statutes, ordinances and regulations.

(10) A written confirmation from the appropriate law enforcement authority that sufficient access roads are available for ingress and egress to the parking areas of the outdoor music festival site and that parking areas are available on the actual site of the festival or immediately adjacent thereto which are capable of accomodating one auto for every four persons in estimated attendance at the outdoor music festival site.

(11) A written confirmation from the department of natural resources, where applicable, and the office of the state fire marshal that all fire prevention requirements have been complied with.

(12) A written statement of the applicant that all state and local law enforcement officers, fire control officers and other necessary governmental personnel shall have free access to the site of the outdoor music festival.

(13) A statement that the applicant will abide by the provisions of this chapter.

(14) The verification of the applicant warranting the truth of the matters set forth in the application to the best of the applicant's knowledge, under the penalty of perjury.

Sec. 2. Section 24, chapter 302, Laws of 1971 ex. sess. and RCW 70.108.050 are each amended to read as follows:

Within (~~twenty-one~~) fifteen days after the filing of the application the issuing authority shall either approve or deny the permit to the applicant. Any denial shall set forth in detail the specific grounds therefor. The applicant shall have (~~ten~~) fifteen days after the receipt of such denial or such additional time as the issuing authority shall grant to correct the deficiencies set forth and the issuing authority shall within (~~fourteen~~) fifteen days after receipt of such corrections either approve or deny the permit. Any denial shall set forth in detail the specific grounds therefor.

After the applicant has filed corrections and the issuing authority has thereafter again denied the permit, the applicant may within five days after receipt of such second denial seek judicial review of such denial by filing a petition in the superior court for the county of the issuing authority. The review shall take precedence over all other civil actions and shall be conducted by the court without a jury. The court shall, upon request, hear oral argument and receive written briefs and shall either affirm the denial or order that the permit be issued. An applicant may not use any other procedure to obtain judicial review of a denial.

Sec. 3. Section 26, chapter 302, Laws of 1971 ex. sess. and RCW 70.108.070 are each amended to read as follows:

After the application has been approved the promoter shall deposit with the issuing authority, a cash deposit or surety bond. The bond or deposit shall be used to pay any

costs or charges incurred to regulate health or to clean up afterwards outside the festival grounds or any extraordinary costs or charges incurred to regulate traffic or parking. The bond or other deposit shall be returned to the promoter when the issuing authority is satisfied that no claims for damage or loss will be made against said bond or deposit, or that the loss or damage claimed is less than the amount of the deposit, in which case the uncommitted balance thereof shall be returned: PROVIDED, That the bond or cash deposit or the uncommitted portion thereof shall be returned not later than thirty days after the last day of the festival.

In addition, the promoter shall be required to furnish evidence that he has in full force and effect a liability insurance policy in an amount of not less than one hundred thousand dollars bodily injury coverage per person covering any bodily injury negligently caused by any officer or employee of the festival while acting in the performance of his or her duties. The policy shall name the issuing authority of the permit as an additional named insured.

In addition, the promoter shall be required to furnish evidence that he has in full force and effect a one hundred thousand dollar liability property damage insurance policy covering any property damaged due to negligent failure by any officer or employee of the festival to carry out duties imposed by this chapter. The policy shall have the issuing authority of the permit as an additional named insured.

NEW SECTION. Sec. 4. There is added to chapter 70.108 RCW a new section to read as follows:

The department of revenue shall be allowed to inspect the books and records of any outdoor music festival during the period of operation of the festival and after the festival has concluded for the purpose of determining whether or not the tax laws of this state are complied with.

NEW SECTION. Sec. 5. There is added to chapter 70.108 RCW a new section to read as follows:

It shall be unlawful for any person, except law enforcement officers, to carry, transport or convey, or to have in his possession or under his control any firearm while on the site of an outdoor music festival.

Any person violating the provisions of this section shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not less than one hundred dollars and not more than two hundred dollars or by imprisonment in the county jail for not less than ten days and not more than ninety days or by both such fine and imprisonment.

NEW SECTION. Sec. 6. There is added to chapter 302, Laws of 1971 ex. sess. and to chapter 70.108 RCW a new section to read as follows:

All preparations required to be made by the provisions of this chapter on the music festival site shall be completed thirty days prior to the first day scheduled for the festival. Upon such date or such earlier date when all preparations have been completed, the promoter shall notify the issuing authority thereof, and the issuing authority shall make an inspection of the festival site to

determine if such preparations are in reasonably full compliance with plans submitted pursuant to RCW 70.108.040. If a material violation exists the issuing authority shall move to revoke the music festival permit in the manner provided by RCW 70.108.080.

NEW SECTION. Sec. 7. There is added to chapter 302, Laws of 1971 ex. sess. and to chapter 70.108 RCW a new section to read as follows:

Nothing in this chapter shall be construed as precluding counties, cities and other political subdivisions of the state of Washington from enacting ordinances or regulations for the control and regulation of outdoor music festivals nor shall this chapter repeal any existing ordinances or regulations.

NEW SECTION. Sec. 8. This 1972 amendatory act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

On page 1 strike the entire title and insert the following:

"AN ACT Relating to outdoor music festivals; amending section 23, chapter 302, Laws of 1971 ex. sess. and RCW 70.108.040; amending section 24, chapter 302, Laws of 1971 ex. sess. and RCW 70.108.050; amending section 26, chapter 302, Laws of 1971 ex. sess. and RCW 70.108.070; adding new sections to chapter 70.108 RCW; defining crimes; prescribing penalties; and declaring an emergency."

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

#### MOTION

Mr. Bledsoe moved that the House do not concur in the Senate amendments to Substitute House Bill No. 14, and that the Senate be asked to recede therefrom.

Mr. Wolf spoke in favor of the motion, and the motion was carried.

#### SENATE AMENDMENTS TO HOUSE BILL

February 11, 1972

Mr. Speaker: The Senate has passed ENGROSSED HOUSE BILL NO. 46 with the following amendments:

In section 1, line 7, of the printed and engrossed bill after "issuance" strike "and" and insert "~~(and)~~ or"

In section 1, line 9, of the printed and engrossed bill after "issuing" strike "and" and insert "~~(and)~~ or" and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

#### MOTION

Mr. Bledsoe moved that the House do not concur in the Senate amendments to Engrossed House Bill No. 46, and that the Senate be asked to recede therefrom.

Mr. Curtis spoke in favor of the motion and the motion was carried.

SENATE AMENDMENTS TO HOUSE BILL

February 11, 1972

Mr. Speaker: The Senate has passed ENGROSSED HOUSE BILL NO. 143 with the following amendments:

On page 3, section 3, line 12 after subsection "(5)" insert a new subsection "(6)" to read as follows:

"(6) Neither spouse shall acquire, purchase, sell, convey or encumber the assets including real estate or goodwill of a proprietorship in which both spouses participate in the control without the consent of the other; PROVIDED, That where only one spouse participates in the control the participating spouse may acquire, purchase, sell, convey or encumber the assets including real estate or goodwill without the consent of the nonparticipating spouse."

On page 2, section 3, line 31 before "consent" insert "express or implied" and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

Mr. Bledsoe moved that the House do not concur in the Senate amendments to Engrossed House Bill No. 143, and that the Senate be asked to recede therefrom.

Mr. Julin spoke in favor of the motion and the motion was carried.

SENATE AMENDMENTS TO HOUSE BILL

February 12, 1972

Mr. Speaker: The Senate has passed ENGROSSED HOUSE BILL NO. 177 with the following amendments:

On page 2, section 1 beginning on line 1 strike all of the material down to and including "appeals and" on line 6 and insert "the defendant in any criminal case, ((or)) a juvenile in any case determining such juvenile to be a delinquent or incorrigible child under RCW 13.04.010, or petitioner for a writ of habeas corpus ((shall present to the court satisfactory proof by affidavit or otherwise that he is unable))"

On page 2, section 2, line 15 after "behalf of" and beginning with "an individual" strike all of the material down to "appeals and" on line 19 and insert "an individual criminal defendant, ((or)) a juvenile in any case determining such juvenile to be a delinquent or incorrigible child under RCW 13.04.010, or petitioner for a writ of habeas corpus ((who is))" and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

## MOTION

Mr. Bledsoe moved that the House do not concur in the Senate amendments to Engrossed House Bill No. 177, and that the Senate be asked to recede therefrom.

Mr. Julin spoke in favor of the motion and the motion was carried.

## SENATE AMENDMENTS TO HOUSE BILL

February 12, 1972

Mr. Speaker: The Senate has passed ENGROSSED HOUSE BILL NO. 221 with the following amendments:

On page 3, section 3, subsection (9), line 27 of the printed bill, being line 28 of the engrossed bill, before "days" strike "fifteen" and insert "thirty"

On page 5, section 3, subsection (9), line 29 of the printed bill, being line 30 of the engrossed bill, after "such" and before "day" strike "fifteen" and insert "thirty"

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

## MOTION

Mr. Bledsoe moved that the House do not concur in the Senate amendments to Engrossed House Bill No. 221, and that the Senate be asked to recede therefrom.

Mr. Newhouse spoke in favor of the motion and the motion was carried.

## SENATE AMENDMENTS TO HOUSE BILL

February 11, 1972

Mr. Speaker: The Senate has passed ENGROSSED HOUSE BILL NO. 258 with the following amendments:

On page 1, line 13 of the title after "RCW;" and before "and" insert "adding a new section to chapter 268, Laws of 1947 and to chapter 48.44 RCW;"

On page 9, following section 7, add a new section to read as follows:

"NEW SECTION. Sec. 8. There is added to chapter 268, Laws of 1947, and to chapter 48.44 RCW a new section to read as follows:

Notwithstanding any other law to the contrary, the provisions of RCW 48.20.410, 48.20.412, 48.21.140 and 48.21.142 shall apply to all health care service contractors and health care contracts when all or any portion of the premium is paid with public funds.

(2) For the purpose of this section it is immaterial whether the cost of any policy, plan, agreement, or contract be deemed additional compensation or otherwise."

Remember the remaining sections consecutively. and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

## MOTION

Mr. Bledsoe moved that the House do not concur in the Senate amendments to Engrossed House Bill No. 258, and that the Senate be asked to recede therefrom.

## MOTION

Mr. Bagnariol moved that the House do concur in the Senate amendments to Engrossed House Bill No. 258.

Mr. Bagnariol spoke in favor of the motion.

Mr. Wolf demanded an electric roll call and the demand was sustained.

Representatives Savage and Sawyer spoke in favor of the motion to concur in the Senate amendments, and Representatives Pardini and Shera spoke against it.

## POINT OF INQUIRY

Mr. Adams yielded to question by Mr. Ceccarelli.

Mr. Ceccarelli: "Under the present state employees' insurance plan, are the chiropractors covered under that plan?"

Mr. Adams: "Yes, Representative Ceccarelli, when the plan went into effect, by the request of the medical insurance board, chiropractic is written into that plan. On that board, of course, I think most people know, are the Governor, the Personnel Director, members of the House and of the Senate, and they requested that this be included in the plan."

## POINT OF INQUIRY

Mr. Randall yielded to question by Mr. Ceccarelli.

Mr. Ceccarelli: "Are optometrists covered under the state employees' health plan?"

Mr. Randall: "No."

Mr. Ceccarelli spoke in favor of the motion.

Mr. Mentor demanded the previous question and the demand was sustained.

Mr. Bagnariol closed debate, speaking in favor of the motion to concur in the Senate amendments.

## ROLL CALL

The Clerk called the roll on the motion by Mr. Bagnariol that the House concur in the Senate amendments to Engrossed House Bill No. 258, and the motion was lost by the following vote: Yeas, 39; nays, 58; not voting, 2.

Voting yea: Representatives Adams, Anderson,

Backstrom, Bagnariol, Bauer, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Gallagher, Gladder, Grant, Hatfield, Hurley, Johnson, Kilbury, King, Knowles, Kuehnle, Litchman, Luders, Martinis, McCormick, Merrill, O'Brien, Randall, Richardson, Savage, Sawyer, Shipoch, Thompson, Mr. Speaker.

Voting nay: Representatives Amen, Barden, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Garrett, Goldsworthy, Hansey, Haussler, Hoggins, Hubbard, Jastad, Juelling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Lysen, Marsh, Marzano, Maxie, May, McDermott, Mentor, Moon, Morrison, Newhouse, North, Pardini, Paris, Perry, Polk, Rabel, Rosellini, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman.

Not voting: Representatives Gilleland, Jones.

The Speaker stated that the effect of the failure of the motion was that the House refused to concur in the Senate amendments to Engrossed House Bill No. 258 and asked the Senate to recede therefrom.

#### SENATE AMENDMENTS TO HOUSE BILL

February 11, 1972

Mr. Speaker: The Senate has passed SUBSTITUTE HOUSE BILL NO. 323 with the following amendments:

On line 2 of the title, after "RCW 81.80.150;" insert "and adding new sections to chapter 35.21 RCW."

On line 2 of the title, after "RCW 81.80.150;" insert "adding new sections to chapter 35.21 RCW; adding a new section to chapter 14, Laws of 1961 and to chapter 81.04 RCW; repealing section 81.80.180, chapter 14, Laws of 1961 and RCW 81.80.180; prescribing penalties;"

On page 2, section 1, line 1, after "representative" and before "shall" insert "or other common or contract carrier"

On page 2, after section 1, add two new sections to read as follows:

"NEW SECTION. Sec. 2. There is added to chapter 35.21 RCW a new section to read as follows:

The following words shall have the following meanings: PROVIDED, That these definitions shall be expressly limited in application to those sections of this chapter which deal with garbage and/or refuse collection and disposal:

(1) 'Contract' means an agreement between a city or town and any person, firm, or corporation for the collection and transportation of garbage and/or refuse wherein the city or town pays the carrier an agreed contract price for his services.

(2) 'Franchise' means an agreement between a city or town and a garbage and refuse collection company holding a certificate pursuant to chapter 81.77 RCW authorizing the service, which grants the company the privilege to collect and transport garbage and/or refuse within the territorial limits of a city or town and wherein the franchise holder is paid for his services by the customers or users.

NEW SECTION. Sec. 3. There is added to chapter 35.21 RCW a new section to read as follows:

Whenever a city or town declares its intention by resolution to establish or extend a municipally owned and operated and/or contract garbage and refuse collection service within its corporate limits pursuant to authority of this chapter, it shall grant a five year franchise to continue garbage and refuse collection service in the affected area to any garbage and refuse collection company which, on the date of such establishment or extension, is providing service to the affected area under a certificate of convenience and necessity issued pursuant to chapter 81.77 RCW. During the term of such franchise the city or town shall not provide a similar or competing service by public operation except upon a determination by final order of the Washington utilities and transportation commission that a certificated carrier or carriers operating under such franchise are unwilling or unable to provide adequate service to the area affected. Upon expiration of the time for review of any such order, and no review being taken thereof, a franchise authorized or granted to such carrier or carriers may be canceled. In lieu of a franchise, the city or town and certificate holder may enter into a contract for such service for a five year period.

Nothing herein shall be construed to preclude the acquisition in whole or in part by the enacting city or town of such certificates, business or facilities of certificated carriers by purchase or condemnation, and to the extent of such acquisition the certificates shall be canceled.

NEW SECTION. Sec. 4. There is added to chapter 14, Laws of 1961 and to chapter 81.04 RCW a new section to read as follows:

Whether or not any person or corporation is conducting business requiring operating authority, or has performed or is performing any act requiring approval of the commission without securing such approval, shall be a question of fact to be determined by the commission. Whenever the commission believes that any person or corporation is engaged in operations without the necessary approval or authority required by any provision of this title, it may institute a special proceeding requiring such person or corporation to appear before the commission at a location convenient for witnesses and the production of evidence and bring with him books, records, accounts, and other memoranda, and give testimony under oath as to his operations or acts, and the burden shall rest upon such person or corporation of proving that his operations or acts are not subject to the provisions of this title. The commission may consider any and all facts that may indicate the true nature and extent of the operations or acts and may subpoena such witnesses and documents as it deems necessary.

After having made the investigation herein described, the commission is authorized and directed to issue the necessary order or orders declaring the operations or acts to be subject to, or not subject to, the provisions of this title. In the event the operations or acts are found to be subject to the provisions of this title, the commission is authorized and directed to issue

cease and desist orders to all parties involved in the operations or acts.

In addition to any other remedies available to the commission, it shall have the right to impose upon and collect a penalty of not more than two hundred and fifty dollars from any person or corporation failing to comply with any order issued pursuant to this section and in violation thereof. Every violation of any such order or orders shall be a separate and distinct offense, and in the case of a continuing violation, every day's continuance thereof shall be deemed to be a separate and distinct offense: PROVIDED, That no person so testifying shall be exempt from prosecution or punishment for any perjury committed by him in his testimony.

NEW SECTION. Sec. 5. Section 81.80.180, chapter 14, Laws of 1961 and RCW 81.80.180 are each repealed."

Renumber the remaining section accordingly. and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

#### MOTION

Mr. Bledsoe moved that the House do not concur in the Senate amendments to Substitute House Bill No. 323, and that the Senate be asked to recede therefrom.

Mr. Bluechel spoke in favor of the motion and the motion was carried.

#### SENATE AMENDMENTS TO HOUSE BILL

February 11, 1972

Mr. Speaker: The Senate has passed SUBSTITUTE HOUSE BILL NO. 411 with the following amendments:

On page 1, section 1, line 24 after "physical skill" strike all of the material down to the period on line 26

On page 5, section 1, line 1 after "year" and beginning with the comma strike all of the material down to the period on line 8 and insert "((7 no person other than a bona fide member of said organization takes any part in the management or operation of said game; and no person who takes any part in the management or operation of said game takes any part in the management or operation of any game conducted by any other organization or any other branch of the same organization and no part of the proceeds thereof inure to the benefit of any person other than the organization conducting said game))"

On page 6, section 1, line 12 after "than" and before "thousand" strike "five" and insert "((five) twenty") and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

#### MOTION

Mr. Morrison moved that the House do concur in the first and third amendments to Substitute House Bill No. 411, and that it do not concur in the Senate amendment to page 5, section 1, line 1, and ask the Senate to recede therefrom.

Mr. Curtis spoke in favor of the motion and the motion was carried.

SENATE AMENDMENTS TO HOUSE BILL

February 11, 1972

Mr. Speaker: The Senate has passed SUBSTITUTE HOUSE BILL NO. 413 with the following amendments:

On page 1, line 1 of the title, after "school" insert "and intermediate school"

On page 1, line 4 of the title, after "28A.58.420" insert "; and adding a new section to chapter 28A.58 RCW"

On page 1, section 1, line 9, after "school" insert "and intermediate school"

On page 1, section 1, line 14, after "school" insert "or intermediate school"

On page 1, section 1, line 16, after "school" insert "or intermediate school"

On page 1, section 1, line 18, after "school" insert "or intermediate school"

On page 1, section 1, line 21, after "school" insert "or intermediate school"

On page 1, section 1, line 22, after "school" insert "or intermediate school"

On page 2, line 1, after "school" insert "and intermediate school"

On page 2, line 6, after "school's" insert "or intermediate school's"

On page 2, line 7, after "school" insert "or intermediate school"

On page 2, line 7, after "district" and before the period insert ": PROVIDED, That the school district may provide a defense but shall neither indemnify nor save harmless any director from a judgment for wilful, wanton or intentional acts arising out of performance of duty as a director as to which the district is not liable"

On page 2, section 2, line 8, insert as section 2:

"NEW SECTION. Sec. 2. There is added to chapter 28A.58 a new section as follows:

The rules adopted pursuant to RCW 28A.58.101 shall be interpreted to insure that the optimum learning atmosphere of the classroom is maintained, and that the highest consideration is given to the judgment of qualified certificated educators regarding conditions necessary to maintain the optimum learning atmosphere." and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

Mr. Bledsoe moved that the House do not concur in the Senate amendments to Substitute House Bill No. 413, and that the Senate be asked to recede therefrom.

Mr. Hoggins spoke in favor of the motion and the motion was carried.

## SENATE AMENDMENT TO HOUSE BILL

February 11, 1972

Mr. Speaker: The Senate has passed HOUSE BILL NO. 555 with the following amendment:

On page 5, section 3, line 23, following "board" and before the period insert "PROVIDED FURTHER, That all contracts for insurance or protection written to take advantage of the provisions of this section shall provide that the beneficiaries of such contracts may utilize on an equal participation basis the services of those practitioners licensed pursuant to chapters 18.22, 18.25, 18.53, 18.57 and 18.71 RCW" and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

## MOTION

Mr. Bledsoe moved that the House do not concur in the Senate amendments to House Bill No. 555, and that the Senate be asked to recede therefrom.

Mr. Shera spoke in favor of the motion, and Mr. Bagnariol spoke against it.

## POINT OF INQUIRY

Mr. Shera yielded to question by Mr. Douthwaite.

Mr. Douthwaite: "Mr. Shera, as a member of group health medical in Seattle, I believe they do not presently employ any chiropractors. Under this bill, if I understand it correctly, my question is: Will they be required to employ at least one chiropractor in the hospital if this bill is passed in this form?"

Mr. Shera: "Yes, I would say that if they are one of the bidders that are awarded at least some of the contract with state employees, yes, they would have to hire a chiropractor and any of the other practitioners that were included in this bill. So, one step further, that would increase their cost."

Mr. Litchman spoke against the motion that the House do not concur in the Senate amendment, and Mr. Shera spoke again in favor of the motion.

Mr. Wolf demanded an electric roll call and the demand was sustained.

Mr. Barden spoke against the motion.

## PARLIAMENTARY INQUIRY

Mr. Bagnariol: "Just to clear up a point--a yes vote on this motion means we are not concurring with the Senate amendment, and no vote means that we want to concur with the Senate amendment. Is that correct?"

The Speaker: "As the motion presently stands, that is correct."

Mr. Ross spoke in favor of the motion, and Mr. Bottiger spoke against it.

#### ROLL CALL

The Clerk called the roll on the motion by Mr. Bledsoe that the House do not concur in the Senate amendments to House Bill No. 555 and ask the Senate to recede therefrom, and the motion was carried by the following vote: Yeas, 56; nays, 40; not voting, 3.

Voting yea: Representatives Amen, Backstrom, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Garrett, Goldsworthy, Hansey, Hatfield, Hoggins, Hubbard, Jastad, Jueling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehne, Litchman, Luders, Marsh, May, McDermott, Mentor, Moon, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Ross, Shera, Smith, Smythe, Spanton, Thompson, Wanamaker, Williams, Wojahn, Wolf, Zimmerman.

Voting nay: Representatives Adams, Anderson, Bagnariol, Barden, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Gallagher, Gladder, Grant, Haussler, Hurley, Johnson, Kilbury, King, Knowles, Lysen, Martinis, Marzano, Maxie, McCormick, Merrill, O'Brien, Perry, Randall, Richardson, Rosellini, Savage, Sawyer, Schumaker, Shinpoch, Mr. Speaker.

Not voting: Representatives Gilleland, Jones, Van Dyk.

#### MOTION

On motion of Mr. Bledsoe, all business transacted by the House this afternoon was ordered transmitted immediately to the Senate.

#### SENATE AMENDMENTS TO HOUSE BILL

February 12, 1972

Mr. Speaker: The Senate has passed HOUSE BILL NO. 228 with the following amendments:

On page 2, section 1, line 23, strike "broker-dealer licensed by" and insert "division of"

On page 2, section 1, line 24, after "engaged;" insert "an attorney admitted and entitled to practice law in this state shall be qualified, without examination, for a license as a real estate broker upon application and payment of the requisite license fee."

On page 4, section 3, line 25, strike "institute" and insert "institute"

On page 6, section 8, line 28, after "examination" and before the period strike "and of those who failed" and insert "((and of those who failed))" and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

## MOTION

Mr. Bledsoe moved that the House do concur in the Senate amendments to House Bill No. 228.

Mr. Curtis spoke in favor of the the motion, and Representatives Merrill and Charette spoke against it.

## POINT OF INQUIRY

Mr. Bottiger yielded to question by Mr. Kuehnle.

Mr. Kuehnle: "Representative Bottiger, would you tell we what, if anything, you think an attorney could do under the provisions of this amendment, if he did have the license, that he is unable to do without it?"

Mr. Bottiger: "Mr. Kuehnle, I can't think of anything. We can't advertise--we can't run ads in the papers. We can't share a fee with anyone else, including a real estate salesman. I don't know of anything. I join with Mr. Charette, I don't know of any need for it."

Mr. Kuehnle spoke in favor of the motion.

Mr. Rosellini demanded an electric roll call and the demand was sustained.

## POINT OF INQUIRY

Mr. Charette yielded to question by Mr. Smythe.

Mr. Smythe: "Representative Charette, I really have to agree with your comments. I think those were well spoken on behalf of attorneys, but I have some concern here in agreeing with you and hearing all the other attorneys in this House say the same thing. Can you tell me who the maker of this amendment was in the Senate?"

Mr. Charette: "Yes, if you will turn to page 2 of the bill, the pink slip has the Senator's name there."

Mr. Smythe: "Senator Grieve, thank you."

Mr. Julin spoke against the motion to concur in the Senate amendments to House Bill No. 228.

## ROLL CALL

The Clerk called the roll on the motion by Mr. Bledsoe that the House concur in the Senate amendments to House Bill No. 228, and the motion was lost by the following vote: Yeas, 20; nays, 76; not voting, 3.

Voting yea: Representatives Bledsoe, Chatalas, Conner, Curtis, Farr, Flanagan, Garrett, Gladder, Hurley, Juelling, Kopet, Kuehnle, Mentor, Richardson, Rosellini, Shera, Smythe, Spanton, Wanamaker, Mr. Speaker.

Voting nay: Representatives Adams, Amen, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Conway, Copeland, Costanti, Cunningham, Douthwaite, Eikenberry, Gallagher, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Jastad, Johnson, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kraabel, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Ross, Savage, Sawyer, Schumaker, Shinpoch, Smith, Thompson, Van Dyk, Williams, Wojahn, Wolf, Zimmerman.

Not voting: Representatives Anderson, Gilleland, Jones.

The Speaker stated that the effect of the failure of the motion was that the House refused to concur in the Senate amendments to House Bill No. 228 and asked the Senate to recede therefrom.

#### SENATE AMENDMENT TO HOUSE BILL

February 11, 1972

Mr. Speaker: The Senate has passed ENGROSSED SUBSTITUTE HOUSE BILL NO. 272 with the following amendment:

On page 3, section 2, line 1, after "price" strike the colon and insert a period and strike all of the remaining material on the page.

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

#### MOTION

Mr. Bledsoe moved that the House do concur in the Senate amendment to Engrossed Substitute House Bill No. 272.

Mr. Douthwaite spoke against the motion to concur in the Senate amendment, and Representatives Benitz, Barden and Van Dyk spoke in favor of it.

Mr. Douthwaite spoke again in opposition to the motion to concur.

The motion by Mr. Bledsoe to concur in the Senate amendment to Engrossed Substitute House Bill No. 272 was carried.

#### FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 272 as amended by the Senate.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 272 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 92; nays, 5; not voting, 2.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Amen, Blair, Douthwaite, Kuehnle, Lysen.

Not voting: Representatives Gilleland, Jones.

Engrossed Substitute House Bill No. 272 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.

## MOTION

On motion of Mr. Bledsoe, the House adjourned until 10:00 a.m., Wednesday, February 16, 1972.

THOMAS A. SWAYZE, JR., Speaker.  
MALCOLM McBEATH, Chief Clerk.

THIRTY-EIGHTH DAY

MORNING SESSION

House Chamber, Olympia, Wash., Wed., February 16, 1972.

The House was called to order at 10:00 a.m. by the Speaker (Mr. Smythe presiding). The Clerk called the roll and all members were present except Representative Hubbard who was excused.

The Speaker assumed the Chair.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by Pastor Glen D. Cole of the Evergreen Christian Center of Olympia.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

MESSAGES FROM THE SENATE

February 15, 1972

Mr. Speaker: The President has signed:

SENATE BILL NO. 3,  
SENATE BILL NO. 23,  
SENATE BILL NO. 56,  
SENATE BILL NO. 82,  
SENATE BILL NO. 84,  
SENATE BILL NO. 98,  
SENATE BILL NO. 102,  
SENATE BILL NO. 149,  
SENATE BILL NO. 181,  
SENATE BILL NO. 246,  
SENATE BILL NO. 253,  
SENATE BILL NO. 263,  
SUBSTITUTE SENATE BILL NO. 272,  
SENATE BILL NO. 276,  
SENATE BILL NO. 298,  
SENATE BILL NO. 312,  
SENATE BILL NO. 393,  
SENATE BILL NO. 417,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

February 15, 1972

Mr. Speaker: The President has signed:

HOUSE BILL NO. 5,  
HOUSE BILL NO. 17,  
HOUSE BILL NO. 20,  
HOUSE BILL NO. 34,

HOUSE BILL NO. 35,  
HOUSE BILL NO. 93,  
HOUSE BILL NO. 133,  
HOUSE BILL NO. 223,  
HOUSE BILL NO. 244,  
SUBSTITUTE HOUSE BILL NO. 426,  
HOUSE BILL NO. 527,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

February 15, 1972

Mr. Speaker: The President has signed:

SENATE BILL NO. 84,

and the same is herewith transmitted.

Bill Gleason, Assistant Secretary.

February 15, 1972

Mr. Speaker: The Senate has concurred in the House amendment to SENATE BILL NO. 68, and has passed the bill as amended by the House.

Sidney R. Snyder, Secretary.

February 15, 1972

Mr. Speaker: The Senate has concurred in the House amendment to REENGROSSED SENATE BILL NO. 71, and has passed the bill as amended by the House.

Sidney R. Snyder, Secretary.

February 15, 1972

Mr. Speaker: The Senate has concurred in the House amendment to ENGROSSED SENATE BILL NO. 74, and has passed the bill as amended by the House.

Sidney R. Snyder, Secretary.

February 15, 1972

Mr. Speaker: The Senate has concurred in the House amendments to SENATE BILL NO. 89, and has passed the bill as amended by the House.

Sidney R. Snyder, Secretary.

February 15, 1972

Mr. Speaker: The Senate has concurred in the House amendments to ENGROSSED SUBSTITUTE SENATE BILL NO. 100, and has passed the bill as amended by the House.

Sidney R. Snyder, Secretary.

February 15, 1972

Mr. Speaker: The Senate has concurred in the House amendments to REENGROSSED SENATE BILL NO. 240, and has passed the bill as amended by the House.

Sidney R. Snyder, Secretary.

February 15, 1972

Mr. Speaker: The Senate has concurred in the House amendment to SUBSTITUTE SENATE BILL NO. 403, and has passed the bill as amended by the House.

Sidney R. Snyder, Secretary.

February 15, 1972

Mr. Speaker: The Senate has concurred in the House amendments to SUBSTITUTE SENATE BILL NO. 412, and has passed the bill as amended by the House.

Bill Gleason, Assistant Secretary.

February 15, 1972

Mr. Speaker: The Senate has concurred in the House amendments to SENATE BILL NO. 423, and has passed the bill as amended by the House.

Bill Gleason, Assistant Secretary.

SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:

- SUBSTITUTE HOUSE BILL NO. 13,
- HOUSE BILL NO. 33,
- HOUSE BILL NO. 57,
- HOUSE BILL NO. 90,
- HOUSE BILL NO. 130,
- HOUSE BILL NO. 147,
- SUBSTITUTE HOUSE BILL NO. 196,
- HOUSE BILL NO. 210,
- HOUSE BILL NO. 237,
- HOUSE BILL NO. 241,
- SUBSTITUTE HOUSE BILL NO. 272,
- HOUSE BILL NO. 279,
- HOUSE BILL NO. 299,
- SENATE BILL NO. 3,
- SENATE BILL NO. 23,
- SENATE BILL NO. 56,
- SENATE BILL NO. 82,
- SENATE BILL NO. 84,
- SENATE BILL NO. 98,
- SENATE BILL NO. 102,
- SENATE BILL NO. 149,
- SENATE BILL NO. 181,
- SENATE BILL NO. 246,
- SENATE BILL NO. 253,
- SENATE BILL NO. 263,
- SUBSTITUTE SENATE BILL NO. 272,
- SENATE BILL NO. 276,
- SENATE BILL NO. 298,
- SENATE BILL NO. 312,
- SENATE BILL NO. 393,
- SENATE BILL NO. 417.

SENATE AMENDMENTS TO HOUSE BILL

February 11, 1972

Mr. Speaker: The Senate has passed ENGROSSED SUBSTITUTE HOUSE BILL NO. 47 with the following amendments:

On page 2, line 5, after "projects" insert "or agricultural pursuits for pest or disease control"

On page 2, line 5 of the printed and engrossed bill, after the language added by the Odegaard amendment, insert "; provided the fires described in this subsection may be prohibited in those areas having a general population

density of one thousand or more persons per square mile" and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

#### MOTION

Mr. Morrison moved that the House do concur in the Senate amendments to Engrossed Substitute House Bill No. 47.

Mr. Zimmerman spoke in favor of the motion.

#### POINT OF INQUIRY

Mr. Zimmerman yielded to question by Mr. Bottiger.

Mr. Bottiger: "Representative Zimmerman, I am not at all happy with the Senate amendments and the weakening of this bill. I wonder, if the department doesn't go along with the obvious intent of the legislature, whether you will join me in sponsoring a bill to abolish the department next time?"

Mr. Zimmerman: "I would be happy to do so, yes."

The motion by Mr. Morrison was carried.

#### FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 47 as amended by the Senate.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 47 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 88; nays, 5; not voting, 6.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Chatalas, Conner, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Jastad, Johnson, Jones, Jueling, Kilbury, King, Kirk, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, O'Brien, Pardini, Paris, Perry, Polk, Randall, Richardson, Rosellini, Savage, Sawyer, Schumaker, Shinpoeh, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Brown, Charnley, Hurley, North, Ross.

Not voting: Representatives Conway, Hubbard, Julin, Kiskaddon, Rabel, Shera.

Engrossed Substitute House Bill No. 47 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.

SENATE AMENDMENT TO HOUSE BILL

February 11, 1972

Mr. Speaker: The Senate has passed HOUSE BILL NO. 79 with the following amendment:

On page 2, section 1, line 3, after "shall" strike "only" and after "be" strike "effective when" and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

Mr. Morrison moved that the House do concur in the Senate amendment to House Bill No. 79.

Mr. Juelling spoke in favor of the motion and the motion was carried.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of House Bill No. 79 was amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 79 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 94; nays, 1; not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Barden, Bauer, Beck, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hurley, Jastad, Johnson, Jones, Juelling, Kilbury, King, Kirk, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representative Bagnariol.

Not voting: Representatives Benitz, Hubbard, Julin, Kiskaddon.

House Bill No. 79 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.

## SENATE AMENDMENTS TO HOUSE BILL

February 11, 1972

Mr. Speaker: The Senate has passed ENGROSSED HOUSE BILL NO. 98 with the following amendments:

On page 5 strike all of section 10 and renumber the remaining sections accordingly.

On page 5, section 11, line 26 after "appropriate" and before "governmental" insert "local"

On page 6, section 13, line 22, after "up to" strike "ten" and insert "one" and on line 23 after "be a" strike "controlling"

On page 7, section 16, line 21 after "requirements" and before "for" insert "solely"

On page 7, section 18, line 30 after "chapter" insert a period and strike the remainder of the sentence

On page 8, section 18, line 2 after "10" strike ", 11, and 16" and insert "and 15" and on line 5, after "Section" and before "of this" strike "12" and inset "11"

On page 8, line 8 after "may" and before "be" insert "not"

On page 8, insert a new section following section 19, being renumbered as section 18 as follows:

"NEW SECTION. Sec. 19. The provisions of this chapter shall not apply to any camping club which is registered pursuant to the securities and exchange act of 1933 and/or the securities act of the state of Washington." and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

## MOTION

Mr. Morrison moved that the House do concur in the Senate amendments to Engrossed House Bill No. 98.

Mr. Curtis spoke in favor of the motion and the motion was carried.

## FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed House Bill No. 98 as amended by the Senate.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 98 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen,

Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.  
Not voting: Representative Hubbard.

Engrossed House Bill No. 98 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.

#### SENATE AMENDMENT TO HOUSE BILL

February 12, 1972

Mr. Speaker: The Senate has passed ENGROSSED HOUSE BILL NO. 159 with the following amendment:

On line 11 of the title following "RCW" and before the period insert "; and providing penalties" and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

#### MOTION

Mr. Morrison moved that the House do concur in the Senate amendment to Engrossed House Bill No. 159.

Mr. Juelling spoke in favor of the motion and the motion was carried.

#### FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed House Bill No. 159 as amended by the Senate.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 159 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 96; nays, 1; not voting, 2.

Voting yeas: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nays: Representative Schumaker.

Not voting: Representatives Hubbard, Kiskaddon.

Engrossed House Bill No. 159 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.

SENATE AMENDMENT TO HOUSE BILL

February 11, 1972

Mr. Speaker: The Senate has passed ENGROSSED HOUSE BILL NO. 194 with the following amendment:

On page 3, section 2, line 9 after "~~claims~~)." strike all of the material down to and including "county." on line 18 and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

Mr. Morrison moved that the House do concur in the Senate amendment to Engrossed House Bill No. 194.

Mr. Polk spoke in favor of the motion and the motion was carried.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed House Bill No. 194 as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 194 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representative Hubbard.

Engrossed House Bill No. 194 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.

SENATE AMENDMENT TO HOUSE BILL

February 12, 1972

Mr. Speaker: The Senate has passed ENGROSSED HOUSE BILL NO. 240 with the following amendment:

On line 12, following "director," strike the remainder of line 12.

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

Mr. Bledsoe moved that the House do concur in the Senate amendment to Engrossed House Bill No. 240.

Mr. Farr spoke in favor of the motion and the motion was carried.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed House Bill No. 240 as amended by the Senate.

POINT OF INQUIRY

Mr. Farr yielded to question by Mrs. Hurley.

Mrs. Hurley: "My question relates to these group homes that have been instituted throughout the state in the last few years, and I wondered if anything in the Senate amendment makes it possible then to go ahead and expand the area of group homes--maybe to the mentally ill or those people who are released from prison?"

Mr. Farr: "Mrs. Hurley, in my understanding, it would not speak to enlarging the programs necessarily, but it would permit their utilization in the existing areas. The question most spoken to is the one of the going salary. In other words, if you've got someone working on carpentry, they would then be permitted by request of the Department of Health and Social Services to pay less than the going carpentry rate, for these types of people to do that same kind of work. But I don't think there would be any expectation that it would be expanded widely. It is quite restricted, just for these people."

Mrs. Hurley: "I notice that the Senate amendment deleted the restriction that the House placed on it that it deal only with sheltered workshops, and I presume then that this would expand the whole program."

Mr. Farr: "The reason for that--Mr. Hubbard is not present this morning and this is a bill he would have spoken to. This deletion was at his request because there are some areas (I believe in the Walla Walla area--or Mr. Hubbard's area)--kinds of places that are not particularly titled as sheltered workshops. My understanding is that the definition of sheltered workshops caused some problems,

and this is the reason Mr. Hubbard asked the Senate to strike that particular area."

Representatives Kuehnle, Beck and O'Brien spoke in favor of the bill, and Mrs. Hurley spoke against it.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 240 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 94; nays, 2; not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Haussler, Hoggin, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Grant, Hurley.

Not voting: Representatives Hatfield, Hubbard, Litchman.

Engrossed House Bill No. 240 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.

#### SENATE AMENDMENT TO HOUSE BILL

February 11, 1972

Mr. Speaker: The Senate has passed ENGROSSED HOUSE BILL NO. 257 with the following amendment:

On page 1, beginning on line 12, strike the balance of section 1 and insert the following:

"A district may improve its lands by dredging, filling, bulkheading, providing waterways or otherwise developing such lands for sale or lease for industrial and commercial purposes. ((Where)) A district may also acquire, construct, install, improve, and operate sewer and water utilities ((are constructed and operated by the port as an incident to servicing port lands,)) to serve its own property and other property owners ((in areas adjacent to such system may be permitted to connect thereto)) under terms, conditions, and rates to be fixed and approved by the port commission. A district may also acquire, by purchase, construction, lease, or in any other manner, and may maintain and operate other facilities for the control or elimination of air, water, or other pollution, including, but not limited to, facilities for the treatment and/or disposal of industrial wastes, and may make such

facilities available to others under terms, conditions and rates to be fixed and approved by the port commission. Such conditions and rates shall be sufficient to reimburse the port for all costs, including reasonable amortization of capital outlays caused by or incidental to providing such ((utilities)) other pollution control facilities: PROVIDED, That no part of such costs of providing any pollution control facility to others shall be paid out of any tax revenues of the port: AND PROVIDED FURTHER, That no port shall enter into an agreement or contract to provide sewer and/or water utilities or pollution control facilities if substantially similar utilities or facilities are available ((to such adjacent property owners)) from another source (or sources) which is able and willing to provide such utilities or facilities on a reasonable and nondiscriminatory basis unless such other source (or sources) consents thereto.

In the event that a port elects to make such other pollution control facilities available to others, it shall do so by lease, lease purchase agreement, or other agreement binding such user to pay for the use of said facilities for the full term of the revenue bonds issued by the port for the acquisition of said facilities, and said payments shall at least fully reimburse the port for all principal and interest paid by it on said bonds and for all operating or other costs, if any, incurred by the port in connection with said facilities: PROVIDED, HOWEVER, That where there is more than one user of any such facilities, each user shall be responsible for its pro rata share of such costs and payment of principal and interest. Any port intending to provide pollution control facilities to others shall first survey the port district to ascertain the potential users of such facilities and the extent of their needs. The port shall conduct a public hearing upon the proposal and shall give each potential user an opportunity to participate in the use of such facilities upon equal terms and conditions."  
and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

#### MOTION

Mr. Morrison moved that the House do concur in the Senate amendment to Engrossed House Bill No. 257.

Mr. Julin spoke in favor of the motion and the motion was carried.

#### FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed House Bill No. 257 as amended by the Senate.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 257 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Spera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Hubbard, Litchman.

Engrossed House Bill No. 257 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.

#### SENATE AMENDMENTS TO HOUSE BILL

February 12, 1972

Mr. Speaker: The Senate has passed ENGROSSED SUBSTITUTE HOUSE BILL NO. 417 with the following amendments:

On page 1, line 11 of the title after "19.100.120;" and before "amending" insert "amending section 14, chapter 252, Laws of 1971 ex. sess. and RCW 19.100.140;"

On page 1, line 18 of the title following "19.100.220;" on line 17 strike "and"

On page 1, line 19 of the title following "19.100.250" and before the period insert "; and declaring an emergency"

On page 9, section 2, line 22, after "1" and before "of this" strike "(10)" and insert "(11)"

On page 18, line 3, add a new section to read as follows:

"Sec. 9. Section 14, chapter 252, Laws of 1971 ex. sess. and RCW 19.100.140 are each amended to read as follows:

(1) It is unlawful for any person to offer to sell or sell a franchise which is subject to the registration requirements of RCW ((49.400.030 {4}{d} or)) 19.100.040 unless he is registered under this chapter. It is unlawful for any franchisor, subfranchisor, or franchisee, except if the transaction is exempt under RCW 19.100.030 (( {1} {2} and {3})) to employ a franchise broker or selling agent unless he is registered.

(2) The franchise broker or selling agent may apply for registration by filing with the director an application together with a consent to service of process in such form as the director shall prescribe and payment of the fee prescribed in RCW 19.100.240.

(3) The application shall contain whatever information the director requires concerning such matters as:

- (a) The applicant's form and place of organization.  
 (b) The applicant's proposed method of doing business.  
 (c) The qualifications and business history of the applicant.  
 (d) Any injunction or administrative order or conviction of a misdemeanor involving a security or any aspect of the securities business and any conviction of a felony; and  
 (e) The applicant's financial condition and history."

Renumber the remaining sections consecutively.

On page 25, following section 15 now renumbered as section 16, add a new section to read as follows:

"NEW SECTION. Sec. 17. This act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect on May 1, 1972."

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

#### MOTION

Mr. Bledsoe moved that the House do concur in the Senate amendments to Engrossed Substitute House Bill No. 417.

Mr. Curtis spoke in favor of the motion and the motion was carried.

#### FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 417 as amended by the Senate.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 417 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 97; nays, 0; not voting, 2.

Voting yeas: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hurley, Jastad, Johnson, Jones, Juelling, Julian, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Hubbard, Litchman.

Engrossed Substitute House Bill No. 417 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.

## SENATE AMENDMENTS TO HOUSE BILL

February 11, 1972

Mr. Speaker: The Senate has passed ENGROSSED HOUSE BILL NO. 469 with the following amendments:

In line 1 of the title, after "control;" and before "amending" on line 2, delete "and"

In line 4 of the title, after "46.37.390" and before the period, insert the following: "; and amending section 4, chapter 175, Laws of 1971 ex.sess. and RCW 82.38.080"

On page 2, after section 1, on line 24 add a new section to read as follows:

"Sec. 2. Section 4, chapter 175, Laws of 1971 ex.sess. and RCW 82.38.030 are each amended to read as follows:

(1) There is hereby levied and imposed upon special fuel users a tax of nine cents per gallon or each one hundred cubic feet of compressed natural gas measured at standard pressure and temperature on the use (within the meaning of the word use as defined herein) of special fuel in any motor vehicle: PROVIDED, That in order to encourage experimentation with nonpolluting fuels, no tax shall be imposed upon the use of natural gas as herein defined or on liquified petroleum gas, commonly called propane, which is used in a fleet of three or more motor vehicles ((owned and operated by the state of Washington, and its legal subdivisions)) until July 1, 1975.

(2) Said tax shall be collected by the special fuel dealer and shall be paid over to the department as hereinafter provided: (a) With respect to all special fuel delivered by a special fuel dealer into supply tanks of motor vehicles or into storage facilities used for the fueling of motor vehicles at unbonded service stations in this state; or (b) in all other transactions where the purchaser indicates in writing to the special fuel dealer prior to or at the time of the delivery that the entire quantity of the special fuel covered by the delivery is for use by him for a taxable purpose as a fuel in a motor vehicle.

(3) Said tax shall be paid over to the department by the special fuel user as hereinafter provided: (a) With respect to special fuel upon which the tax has not previously been imposed which was acquired in any manner other than by delivery by a special fuel dealer into a fuel supply tank of a motor vehicle in this state; or (b) in all transactions with a special fuel dealer in this state where a written statement has not been furnished to the special fuel dealer as set forth in subsection (2) (b) of this section.

It is expressly provided that delivery of special fuel may be made without collecting the tax otherwise imposed, when such deliveries are made by a special fuel dealer to special fuel users who are authorized by the department as hereinafter provided, to purchase fuel

without payment of tax to the special fuel dealer." and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

#### MOTION

Mr. Bledsoe moved that the House do concur in the Senate amendments to Engrossed House Bill No. 469

Mr. Berentson spoke in favor of the motion.

#### POINT OF INQUIRY

Mr. Berentson yielded to question by Mr. Bottiger.

Mr. Bottiger: "Mr. Berentson, I have three cars--for my daughter, my wife and myself. Could we convert into this, or do we have to be a commercial farm?"

Mr. Berentson: "According to our staff in the Transportation Committee, there is that question. We had the same question, and it is possible, we think, under the language of the amendment for a family with three or more vehicles to do this. However, I don't think that would be too practical in that the conversion cost is about \$400 to \$500. I have given thought to the possibility of next year, perhaps through some development, that the cost of conversion could be much less and then that would be a factor."

Mr. Luders spoke in favor of the motion to concur in the Senate amendment.

The motion was carried.

#### FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed House Bill No. 469 as amended by the Senate.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 469 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 84; nays, 13; not voting 2.

Voting yeas: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Gallagher, Garrett, Gilleland, Gladder, Grant, Hansey, Hatfield, Haussler, Hoggins, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk,

Williams, Wojahn, Wolf, Mr. Speaker.

Voting nay: Representatives Amen, Beck, Benitz, Bottiger, Bradley, Flanagan, Goldsworthy, Knowles, Newhouse, Richardson, Sawyer, Wanamaker, Zimmerman.

Not voting: Representatives Hubbard, Litchman.

Engrossed House Bill No. 469 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.

#### STATEMENT FOR THE JOURNAL

I wish to change my vote on final passage of Engrossed House Bill No. 469 as amended by the Senate, from yea to nay.

JAMES E. GILLELAND, 48th District.

#### SENATE AMENDMENTS TO HOUSE BILL

February 12, 1972

Mr. Speaker: The Senate has passed HOUSE BILL NO. 482 with the following amendments:

On page 2, section 3, line 17, strike "other methods" and insert "means other than eminent domain"

On page 2, section 4, line 31, after "An area" insert "consisting of public land or state-owned trust lands"

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

#### MOTION

Mr. Morrison moved that the House do concur in the Senate amendments to House Bill No. 482.

Mrs. North spoke in favor of the motion and the motion was carried.

#### FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of House Bill No. 482 as amended by the Senate.

#### ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 482 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 96; nays, 2; not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon,

Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Richardson, Schumaker.

Not voting: Representative Hubbard.

House Bill No. 482 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.

#### SENATE AMENDMENTS TO HOUSE BILL

February 10, 1972

Mr. Speaker: The senate has passed HOUSE BILL NO. 521 with the following amendments:

Strike everything after the enacting clause and insert the following:

"Section 1. Section 11, chapter 277, Laws of 1971 ex. sess. and RCW 70.35.070 are each amended to read as follows:

Tuberculosis is a communicable disease and tuberculosis control, including hospitalization, case finding, prevention and followup of known cases of tuberculosis represent the basic step in the conquest of this major health problem. In order to carry on work effectively in these fields there shall be levied for tuberculosis hospital district purposes in the district annually a tax in a sum equal to the amount which would be raised by a levy of one-eighth of a mill against the actual value of the taxable property in the district, or the equivalent thereof, such levy to be made by the board of county commissioners in each county constituting the district, fifty percent of the receipts therefrom to be forwarded quarterly in January, April, July and October of each year by the the treasurers of such county, other than the headquarters county where tuberculosis control activities will be carried out by the hospital, to the treasurer of the headquarters district county, who shall be treasurer for the district. ((The commission shall return a total of thirty-five percent of moneys received from the levy provided under this section to the chief health officers of the counties, other than the headquarters county, which funds are to be allocated to specific counties based on caseload in the counties pursuant to standards promulgated by the district commission returned)) The retained fifty percent of the funds are to be used by the chief health officers to carry out tuberculosis control on a local county level pursuant to rules and regulations adopted by the district commission. The sum herein provided for, and any income that may occur from miscellaneous receipts in connection with the aforesaid programs shall be placed in a special fund in the treasury of the headquarters county and obligations incurred for such programs shall be paid from such fund upon order of

the district commissioners by the treasurer in the same manner as general county obligations are paid.

NEW SECTION. Sec. 2. There is added to chapter 70.30 RCW a new section to read as follows:

Any person residing in the state and needing treatment for tuberculosis, may apply in person to the local health officer or to any licensed physician for examination and if such physician has reasonable cause to believe that said person is suffering from tuberculosis in any form he may apply to the local health officer or tuberculosis hospital director for admission of said person to the appropriate tuberculosis facility.

NEW SECTION. Sec. 3. There is added to chapter 70.30 RCW a new section to read as follows:

Upon admission of a patient to a tuberculosis hospital, the secretary or the hospital director, as appropriate, or their designees, shall determine the patient's ability to pay for his care in whole or in part. If the patient or said relatives are not financially able to contribute in whole or in part to his care in the facility, said patient shall be admitted free of charge, or upon the payment of a portion of the charges.

NEW SECTION. Sec. 4. There is added to chapter 70.30 RCW a new section to read as follows:

All hospitals established or maintained for the treatment of persons suffering from tuberculosis shall be subject to annual inspection, or more frequently if required by federal law, by agents of the department of social and health services, and the medical director shall admit such agents into every part of the facility and its buildings, and give them access on demand to all records, reports, books, papers, and accounts pertaining to the facility.

NEW SECTION. Sec. 5. There is added to chapter 70.35 RCW a new section to read as follows:

Upon certificate of the district tuberculosis control officer or his designee that any county in the district has an unexpended balance of the funds returned to the county from the above-provided for levy, over and above the amount required for adequate tuberculosis control, including case finding, prevention and follow-up of known cases of tuberculosis within such county, the board of county commissioners may budget and reappropriate the same for such tuberculosis control for the ensuing year, or it may allocate from time to time such certified unexpended balance, or any portion thereof to the county health department, or to a health district encompassing the entire county, for use in furtherance of other communicable disease prevention or control, or for other general county health purposes. The sum herein provided for, that is the fifty percent of such levy returned to the county, and income that may accrue from miscellaneous receipts in connection with the tuberculosis control program of such county, shall be placed in the county treasury in a special fund to be known as the tuberculosis fund, and obligations incurred for the tuberculosis control program shall be paid from said fund by the county treasurer in the same manner as general county obligations are paid. The county auditor shall furnish to the legislative authority of the county and the district tuberculosis control officer a monthly

report of receipts and disbursements in the tuberculosis fund, which report shall also show balance of cash on hand.  
NEW SECTION. Sec. 6. There is added to chapter 70.35 RCW a new section to read as follows:

Each county of the district or health district within a county may contract on such terms as are agreeable to the county commissioners of such county or health district and the commission of the tuberculosis hospital district for the performance of services by the hospital superintendent to carry out tuberculosis control in the county and to appoint the hospital superintendent as the tuberculosis control officer for such county or health district.

NEW SECTION. Sec. 7. The following acts and parts of acts are each repealed:

- (1) Section 1, chapter 172, Laws of 1913, section 8, chapter 54, Laws of 1967 and RCW 70.30.010;
- (2) Section 2, chapter 172, Laws of 1913, section 1, chapter 68, Laws of 1945 and RCW 70.30.020;
- (3) Section 3, chapter 172, Laws of 1913, section 9, chapter 54, Laws of 1967 and RCW 70.30.040;
- (4) Section 4, chapter 172, Laws of 1913, section 10, chapter 54, Laws of 1967 and RCW 70.30.050;
- (5) Section 5, chapter 172, Laws of 1913, section 11, chapter 54, Laws of 1967 and RCW 70.30.060;
- (6) Section 12, chapter 54, Laws of 1967 and RCW 70.30.071.
- (7) Section 7, chapter 172, Laws of 1913, section 1, chapter 80, Laws of 1915, section 13, chapter 54, Laws of 1967 and RCW 70.30.080;
- (8) Section 9, chapter 172, Laws of 1913, section 14, chapter 54, Laws of 1967 and RCW 70.30.100;
- (9) Section 15, chapter 172, Laws of 1913, section 3, chapter 80, Laws of 1915 and RCW 70.30.130;
- (10) Section 12, chapter 172, Laws of 1913 and RCW 70.30.160.
- (11) Section 2, chapter 4, Laws of 1953 ex. sess., section 12, chapter 110, Laws of 1967 ex. sess. and RCW 70.32.015;
- (12) Section 1, chapter 4, Laws of 1953 ex. sess., section 2, chapter 117, Laws of 1959, section 13, chapter 110, Laws of 1967 ex. sess. and RCW 70.32.021;
- (13) Section 3, chapter 162, Laws of 1943, section 3, chapter 66, Laws of 1945 and RCW 70.32.030;
- (14) Section 4, chapter 162, Laws of 1943, section 4, chapter 66, Laws of 1945, section 15, chapter 54, Laws of 1967 and RCW 70.32.040;
- (15) Section 3, chapter 4, Laws of 1953 ex. sess., section 18, chapter 54, Laws of 1967, section 1, chapter 161, Laws of 1969 ex. sess. and RCW 70.32.080;
- (16) Section 2, chapter 161, Laws of 1969 ex. sess. and RCW 70.32.085; and
- (17) Section 25, chapter 277, Laws of 1971 ex. sess. and RCW 70.33.070."

On page 1, line 1 of the title strike all material after the word "to" down to and including "RCW 70.33.070." on line 7 of page 2 and insert the following:

"tuberculosis and tuberculosis hospitalization; amending section 11, chapter 277, Laws of 1971 ex. sess. and RCW 70.35.070; adding new sections to

chapter 70.30 RCW; adding new sections to chapter 70.35 RCW; repealing section 1, chapter 172, Laws of 1913, section 8, chapter 54, Laws of 1967 and RCW 70.30.010; repealing section 2, chapter 172, Laws of 1913, section 1, chapter 68, Laws of 1945 and RCW 70.30.020; repealing section 3, chapter 172, Laws of 1913, section 9, chapter 54, Laws of 1967 and RCW 70.30.040; repealing section 4, chapter 172, Laws of 1913, section 10, chapter 54, Laws of 1967 and RCW 70.30.050; repealing section 5, chapter 172, Laws of 1913, section 11, chapter 54, Laws of 1967 and RCW 70.30.060; repealing section 12, chapter 54, Laws of 1967 and RCW 70.30.071; repealing section 7, chapter 172, Laws of 1913, section 1, chapter 80, Laws of 1915, section 13, chapter 54, Laws of 1967 and RCW 70.30.080; repealing section 9, chapter 172, Laws of 1913, section 14, chapter 54, Laws of 1967 and RCW 70.30.100; repealing section 15, chapter 172, Laws of 1913, section 3, chapter 80, Laws of 1915 and RCW 70.30.130; repealing section 12, chapter 172, Laws of 1913 and RCW 70.30.160; repealing section 2, chapter 4, Laws of 1953 ex. sess., section 12, chapter 110, Laws of 1967 ex. sess. and RCW 70.32.015; repealing section 1, chapter 4, Laws of 1953 ex. sess. section 2, chapter 117, Laws of 1959, section 13, chapter 110, Laws of 1967 ex. sess. and RCW 70.32.021; repealing section 3, chapter 162, Laws of 1943, section 3, chapter 66, Laws of 1945 and RCW 70.32.030; repealing section 4, chapter 162, Laws of 1943, section 4, chapter 66, Laws of 1945, section 15, chapter 54, Laws of 1967 and RCW 70.32.040; repealing section 3, chapter 4, Laws of 1953 ex. sess., section 18, chapter 54, Laws of 1967, section 1, chapter 161, Laws of 1969 ex. sess. and RCW 70.32.080; repealing section 2, chapter 161, Laws of 1969 ex. sess. and RCW 70.32.085; and repealing section 25, chapter 277, Laws of 1971 ex. sess. and RCW 70.33.070."

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

#### MOTION

Mr. Morrison moved that the House do concur in the Senate amendments to House Bill No. 521.

Mr. Farr spoke in favor of the motion and the motion was carried.

#### FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of House Bill No. 521 as amended by the Senate.

## ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 521 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 96; nays, 1; not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, SHERA, Shinpoch, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representative Smith.

Not voting: Representatives Hubbard, Kraabel.

House Bill No. 521 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.

## MESSAGES FROM THE SENATE

February 15, 1972

Mr. Speaker: The Senate refuses to concur in the House amendments to ENGROSSED SENATE BILL NO. 4 and asks the House to recede therefrom, and said bill together with the House amendments thereto are herewith transmitted.

Sidney R. Snyder, Secretary.

## MOTION

On motion of Mr. Morrison, the House refused to recede from its amendments to Engrossed Senate Bill No. 4 and asked the Senate for a conference thereon.

## APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed Representatives Flanagan, Polk and Marzano as members of the Conference Committee on Engrossed Senate Bill No. 4.

## MOTION

On motion of Mr. Newhouse, the House advanced to the ninth order of business.

The Speaker declared the House to be at ease.

The Speaker (Mr. Morrison presiding) called the House to order.

## MOTION

On motion of Mr. Grant, the House recessed until 2:00 p.m.

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AFTERNOON SESSION  
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The House was called to order at 2:00 p.m. by the Speaker (Mr. Goldsworthy presiding). The Clerk called the roll and all members were present except Representative Hubbard who was excused.

The Speaker resumed the Chair.

## MESSAGES FROM THE SENATE

February 16, 1972  
Mr. Speaker: The Senate has concurred in the House amendment to SENATE CONCURRENT RESOLUTION NO. 10, and has adopted the resolution as amended by the House.  
Sidney R. Snyder, Secretary.

## THIRD READING

ENGROSSED SENATE JOINT RESOLUTION NO. 109, as amended by the House, by Senators Greive, Gardner, Elicker, Keefe, Peterson (Ted), Murray, Cooney, Washington and Talley (by Legislative Council and Executive request):

Amending the Constitution to allow the state to lend its credit to encourage industrial expansion.

The resolution was read the third time and placed on final passage.

Representatives Bluechel and Mentor spoke in favor of passage of the resolution, and Representatives Hurley, Gladder and Grant spoke against it.

## POINT OF INQUIRY

Mr. Bluechel yielded to question by Mr. Barden.

Mr. Barden: "Representative Bluechel, last week I read in the Seattle Times the story of Marine Foods Corporation of Seattle that had a fish processing plant in Alaska. The city of Yakutat in Alaska obtained state and federal loan guarantees and built a competing fish plant right next door to Marine Foods Corporation of Seattle. Yet less than a year after that, in December of last year (just about three months ago), Marine Foods Corporation was forced into bankruptcy because of the unfair competition created by this government-supported fishery that was built across the street from them. I am wondering if there are

controls in this proposal that will provide that the state of Washington will not be providing unfair competition to those industries and employers in the state of Washington who do not have the advantage of participating in this program?"

Mr. Bluechel: "To answer your question, there are two parts to this and I will have to explain. I think the point of the bill is being misunderstood by many people on this floor. In the first place, if we allow the credit of the state to be used as a reinsuring agent, the cost to the company asking for this is going to be more than if it was a straight conventional loan, the same way as the FHA works on houses. If you take a conventional loan, the cost is cheaper, but you can't borrow as much. You can borrow more if the FHA reinsures the loan. Now this is exactly the same way. In order to borrow more, you pay more money. So it costs more money to the business, if they partake of a reinsured loan by the state of Washington. I'm not just sure how this fits in with your particular question, but the point that anybody wanting to go to this, if a loan would be made in the conventional sense at 60% (without reinsuring) it could be made to 80% (with reinsuring). There would be two, possibly three points additional cost to the person making the loan."

Mr. Wolf demanded an oral roll call and the demand was sustained.

Representative Lysen spoke against passage of Engrossed Senate Joint Resolution No. 109, and Representatives Bledsoe and Kraabel spoke in favor of it.

#### POINT OF INQUIRY

Mr. Bluechel yielded to question by Mr. Jones.

Mr. Jones: "Mr. Bluechel, I would like to know if there are any compelling reasons from perhaps another level of government--the federal level--that would help us to take a positive stance on this measure?"

Mr. Bluechel: "Yes, Mr. Jones, there are. If I may indulge the House with a couple of lines here. This is in regard to the rural development message sent to Congress by the President on February 1st. This proposal for rural development has three parts: (1) A 1.3 billion dollar rural financial assistance plan involving private lending institutions; (2) a reintroduction of a 1.1 billion dollar rural community development revenue sharing act; and (3) an expansion of the financing authority of the Farmers Home Administration to include two new purposes--loans for commercial and industrial development and that these loan authorities be administered through state governments using private lenders for making loans, and making and servicing to the maximum extent practical of these private lenders. The third proposal asks Congress to authorize this credit sharing loan guarantee authority to states using as entitlement the revenue sharing bill. Now what this says is that Congress has before it a bill to place 1.3 billion

dollars in the Farmers Home Administration for industrial and economic expansion and this is to be administered through the states under a reinsuring program of the states. Now here in the state of Washington we could be expected to get somewhere, or be entitled to, somewhere in the range of 30 to 35 million dollars, which, by the terms of this proposal, would have to be lent by the credit of the state to the banking institutions. If we don't have the ability to lend the credit of the state and to partake in this, in this particular case we would not be eligible for the funds."

Mr. Van Dyk spoke against passage of the resolution.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Joint Resolution No. 109 as amended by the House, and the resolution failed to pass the House by the following vote: Yeas, 21; nays, 77; not voting, 1.

Voting yea: Representatives Berentson, Blair, Bledsoe, Bluechel, Brown, Cunningham, Gilleland, Hoggins, Jones, Julin, Kiskaddon, Kopet, Kraabel, Mentor, North, Ross, Smith, Smythe, Wanamaker, Zimmerman, Mr. Speaker.

Voting nay: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hurley, Jastad, Johnson, Jueling, Kilbury, King, Kirk, Knowles, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, Morrison, Newhouse, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Savage, Sawyer, Schumaker, Shera, Shipoch, Spanton, Thompson, Van Dyk, Williams, Wojahn, Wolf.

Not voting: Representative Hubbard.

Engrossed Senate Joint Resolution No. 109 as amended by the House, having failed to receive the constitutional majority, was declared lost.

#### NOTICE OF RECONSIDERATION

Mr. Bottiger, having voted on the prevailing side, served notice that he would, on the next working day move for reconsideration of the vote by which Engrossed Senate Joint Resolution No. 109 as amended by the House, failed to pass the House.

#### MOTION

On motion of Mr. Bledsoe, the House adjourned until 10:00 a.m., Thursday, February 17, 1972.

THOMAS A. SWAYZE, Jr., Speaker.  
MALCOLM McBEATH, Chief Clerk.

THIRTY-NINTH DAY

MORNING SESSION

House Chamber, Olympia, Wash., Thursday, February 17, 1972.

The House was called to order at 10:00 a.m. by the Speaker (Mr. Brown presiding). The Clerk called the roll and all members were present except Representative Williams who was excused.

The Speaker assumed the Chair.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by the Reverend Henry S. Rahn of the First Baptist Church of Olympia.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

MESSAGES FROM THE GOVERNOR

Office of the Governor, February 17, 1972  
TO THE HONORABLE, THE HOUSE OF REPRESENTATIVES  
OF THE STATE OF WASHINGTON  
LADIES AND GENTLEM:

I have the honor to advise that on February 17, Governor Evans approved the following House Bills, entitled:

- HOUSE BILL NO. 80: Correcting erroneous amendment to RCW 15.63.240.
- HOUSE BILL NO. 81: Correcting double amendments to RCW 18.64.080.
- HOUSE BILL NO. 82: Correcting double amendments to RCW 28A.13.020, 28A.27.081 and 28A.58.100.
- HOUSE BILL NO. 83: Correcting multiple amendments to RCW 41.06.070.
- HOUSE BILL NO. 84: Correcting double amendment to RCW 43.08.020.
- HOUSE BILL NO. 85: Correcting inadvertent amendment to RCW 22.02.100.
- HOUSE BILL NO. 105: Providing that financial aid for part-time students shall include ancillary services.
- HOUSE BILL NO. 126: Authorizing vocational rehabilitation services payments out of federal or other funding only.

Sincerely,  
CHARLES B. WIGGINS  
Legislative Council.

## MESSAGES FROM THE SENATE

February 16, 1972

Mr. Speaker: The Senate has concurred in the House amendments to ENGROSSED SENATE BILL NO. 163 and has passed the bill as amended by the House.

Sidney R. Snyder, Secretary.

February 16, 1972

Mr. Speaker: The Senate has concurred in the House amendments to ENGROSSED SENATE BILL NO. 232 and has passed the bill as amended by the House.

Sidney R. Snyder, Secretary.

February 16, 1972

Mr. Speaker: The Senate has concurred in the House amendments to ENGROSSED SUBSTITUTE SENATE BILL NO. 438 and has passed the bill as amended by the House.

Sidney R. Snyder, Secretary.

February 16, 1972

Mr. Speaker: The Senate has granted the request of the House for a conference on ENGROSSED SENATE BILL NO. 4, and the President has appointed as members of said conference committee: Senators Washington, Guess and Rasmussen.

Bill Gleason, Assistant Secretary.

February 16, 1972

Mr. Speaker: The Senate has adopted the report of the Conference Committee on ENGROSSED SENATE BILL NO. 45, and has granted said committee the powers of Free Conference.

Bill Gleason, Assistant Secretary.

February 16, 1972

Mr. Speaker: The President has signed:

	SENATE BILL NO.	13,
	SENATE BILL NO.	28,
SUBSTITUTE	SENATE BILL NO.	29,
	SENATE BILL NO.	42,
	SENATE BILL NO.	50,
	SENATE BILL NO.	63,
	SENATE BILL NO.	68,
	SENATE BILL NO.	71,
	SENATE BILL NO.	74,
	SENATE BILL NO.	89,
SUBSTITUTE	SENATE BILL NO.	100,
	SENATE BILL NO.	240,
SUBSTITUTE	SENATE BILL NO.	403,
SUBSTITUTE	SENATE BILL NO.	412,
	SENATE BILL NO.	423,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

February 16, 1972

Mr. Speaker: The President has signed:

SENATE CONCURRENT RESOLUTION NO. 10,

and the same is herewith transmitted.

Bill Gleason, Assistant Secretary.

February 16, 1972

Mr. Speaker: The President has signed:

SUBSTITUTE HOUSE BILL NO. 13,  
HOUSE BILL NO. 33,  
HOUSE BILL NO. 57,  
HOUSE BILL NO. 90,  
HOUSE BILL NO. 130,  
HOUSE BILL NO. 147,  
SUBSTITUTE HOUSE BILL NO. 196,  
HOUSE BILL NO. 210,  
HOUSE BILL NO. 237,  
HOUSE BILL NO. 241,  
SUBSTITUTE HOUSE BILL NO. 272,  
HOUSE BILL NO. 279,  
HOUSE BILL NO. 299,

and the same are herewith transmitted.

Bill Gleason, Assistant Secretary.

February 16, 1972

Mr. Speaker: The Senate has receded from its amendments to HOUSE BILL NO. 228, and has passed the bill without the Senate amendments,

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

#### SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:

SENATE BILL NO. 13,  
SENATE BILL NO. 28,  
SUBSTITUTE SENATE BILL NO. 29,  
SENATE BILL NO. 42,  
SENATE BILL NO. 50,  
SENATE BILL NO. 63,  
SENATE BILL NO. 68,  
SENATE BILL NO. 71,  
SENATE BILL NO. 74,  
SENATE BILL NO. 89,  
SUBSTITUTE SENATE BILL NO. 100,  
SENATE BILL NO. 240,  
SUBSTITUTE SENATE BILL NO. 403,  
SUBSTITUTE SENATE BILL NO. 412,  
SENATE BILL NO. 423,  
SENATE CONCURRENT RESOLUTION NO. 10.

#### MESSAGES FROM THE SENATE

February 16, 1972

Mr. Speaker: The Senate refuses to recede from its amendments to SUBSTITUTE HOUSE BILL NO. 29, and asks the House for a conference thereon, and the President has appointed as members of said conference committee: Senators Wilson, Ridder and Murray.

Sidney R. Snyder, Secretary.

#### MOTION

On motion of Mr. Morrison, the House granted the request of the Senate for a conference on Substitute House Bill No. 29.

## APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed Representatives Zimmerman, Spanton and Bradley as members of the Conference Committee on Substitute House Bill No. 29.

## MESSAGES FROM THE SENATE

February 16, 1972

Mr. Speaker: The Senate refuses to recede from its amendments to ENGROSSED HOUSE BILL NO. 46, and asks the House for a conference thereon, and the President has appointed as members of the conference committee: Senators Donohue, Jolly and Canfield.

Sidney R. Snyder, Secretary.

## MOTION

On motion of Mr. Morrison, the House granted the request of the Senate for a conference on Engrossed House Bill No. 46.

## APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed Representatives Wolf, Hansey and Van Dyk as members of the Conference Committee on Engrossed House Bill No. 46.

## MESSAGES FROM THE SENATE

February 16, 1972

Mr. Speaker: The Senate refuses to recede from its amendments to ENGROSSED HOUSE BILL NO. 143, and asks the House for a conference thereon, and the President has appointed as members of the conference committee: Senators Gissberg, Twigg and Rasmussen.

Sidney R. Snyder, Secretary.

## MOTION

On motion of Mr. Morrison, the House granted the request of the Senate for a conference on Engrossed House Bill No. 143.

## APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed Representatives Julin, Kuehnle and Wojahn as members of the Conference Committee on Engrossed House Bill No. 143.

## MESSAGES FROM THE SENATE

February 16, 1972

Mr. Speaker: The Senate refuses to recede from its amendments to ENGROSSED HOUSE BILL NO. 221, and asks the House for a conference thereon, and the President has appointed as members of the conference committee: Senators Washington, Huntley and Henry.

Sidney R. Snyder, Secretary.

## MOTION

On motion of Mr. Morrison, the House granted the request of the Senate for a conference on Engrossed House Bill No. 221.

## APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed Representatives Wanamaker, Gilleland and Gallagher as members of the Conference Committee on Engrossed House Bill No. 221.

## MESSAGES FROM THE SENATE

February 16, 1972

Mr. Speaker: The Senate refuses to recede from its amendments to HOUSE BILL NO. 289, and asks the House for a conference thereon, and the President has appointed as members of the conference committee: Senators Talley, Andersen and Foley.

Bill Gleason, Assistant Secretary.

## MOTION

On motion of Mr. Morrison, the House granted the request of the Senate for a conference on House Bill No. 289.

## APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed Representatives Hatfield, Juelling and Jastad as members of the Conference Committee on House Bill No. 289.

## MESSAGES FROM THE SENATE

February 16, 1972

Mr. Speaker: The Senate concurs in the House amendment to ENGROSSED SENATE BILL NO. 27 adding a new section 5, and refuses to concur in the House amendment adding a new section 4 and the three amendments to the title, and recommends that the title be amended as follows:

On page 1, line 7, after "2.08.090" and before the semicolon insert "; adding a new section" and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

## MOTION

On motion of Mr. Morrison, the House insisted on its position regarding Engrossed Senate Bill No. 27 and asked the Senate for a conference thereon.

## APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed Representatives Hubbard, Haussler and Paris as members of the Conference Committee on Engrossed Senate Bill No. 27.

## MESSAGES FROM THE SENATE

February 16, 1972

Mr. Speaker: The Senate refuses to concur in the House amendment to REENGROSSED SENATE BILL NO. 92, and asks that the House grant a conference thereon, and said bill, together with the amendment thereto, is herewith transmitted.

Sidney R. Snyder, Secretary.

## MOTION

On motion of Mr. Morrison, the House granted the request of the Senate for a conference on Reengrossed Senate Bill No. 92.

## APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed Representatives Bluechel, Pardini and Perry as members of the Conference Committee on Reengrossed Senate Bill No. 92.

## REPORT OF CONFERENCE COMMITTEE

February 16, 1972

Mr. President:

Mr. Speaker:

We, of your Conference Committee, to whom was referred SENATE BILL NO. 173, conforming fire commission filing dates to general law and prescribing fire district bid limits, have had the same under consideration, and we report that we are unable to agree and respectfully request the powers of Free Conference.

Items at issue between House and Senate:

There is disagreement as to the \$2,500.00 limit for construction without bid. An acceptable amendment would limit construction on fire stations and other buildings to \$1,000.00 before going to bid.

New proposed items within scope and object of original bill:

On page 1, line 22, before the period after "RCW 39.24.010" insert: "PROVIDED, That where the cost of work to be done or materials, supplies, or equipment to be purchased involves the construction or improvement of any fire station or other building, the same shall be done by contract after call for bids whenever the cost exceeds one thousand dollars"

Signed by Senators Talley, Foley, and Huntley; Representatives Charette, Smythe and Kopet.

## MOTION

On motion of Mr. Morrison, the report of the Conference Committee on Senate Bill No. 173 was adopted and the committee was granted the powers of Free Conference.

The Speaker declared the House to be at ease.

The Speaker called the House to order.

## MOTION FOR RECONSIDERATION

Mr. Bottiger, having voted on the prevailing side, moved that the House do now reconsider the vote by which ENGROSSED SENATE JOINT RESOLUTION NO. 109, as amended by the House, failed to pass the House.

The motion was carried.

## MOTION

On motion of Mr. Bledsoe, the House deferred reconsideration of Engrossed Senate Joint Resolution No. 109, as amended by the House, and the resolution was placed on today's third reading calendar.

## RESOLUTIONS

The Speaker: "You have the packet of resolutions that have been submitted in the last several days on your desks. The summary sheets were prepared and collated by Representative Charette's legislative intern, Owen Yamasaki."

## MOTION

Mr. Bledsoe moved that the House adopt the House Floor Resolutions in the packet, numbered 33 through 77, with the exception of House Floor Resolutions No. 39, 49, 55, 57 and 70.

Mr. Bledsoe spoke in favor of the motion.

## POINT OF ORDER

Mr. O'Brien: "Mr. Speaker, it appears to me that probably a motion that encompasses all these resolutions with the exception of a few should actually require a suspension of the rules because it is an arbitrary procedure when you are adopting with one motion several different subject matters. I don't particularly see any objection to it, but it appears to me that the Journal should contain a motion either to require a suspension of the rules or set forth in the manner 'if there be no objections' that these resolutions all be adopted in total."

The Speaker: "We have, of course, excluded from the motion any resolutions to which there are objections. We will make it a motion to suspend the rules and adopt all of the resolutions so listed, from 33 through 77, except resolutions 39, 49, 55, 57 and 70."

## POINT OF INFORMATION

Mr. Newhouse: "I would point out to the body that last year, the last day of the session, we did this very thing. We moved that all the resolutions before us be adopted, so we have that precedent."

The motion by Mr. Bledsoe was carried, and the following resolutions were adopted.

## RESOLUTIONS

HOUSE RESOLUTION NO. 72-33 by Representative Bradley:

WHEREAS, The small business man has been hard hit by increasing costs of doing business; and

WHEREAS, The property tax and the business and occupations tax work a hardship on many small businessmen; and

WHEREAS, Employment of additional persons by small business enterprises would contribute to state recovery from the economic recession of 1970;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Legislative Council be authorized and directed to study (in cooperation with the Department of Commerce and Economic Development, Department of Revenue, and Legislative Budget Committee) how a system of tax credits could be utilized to encourage additional employment by small business enterprises located in the State of Washington.

BE IT FURTHER RESOLVED, That the Legislative Council be directed to report the study findings, together with any proposed legislation, to the members of the Legislature prior to the next Regular Session of the Legislature.

HOUSE RESOLUTION NO. 72-34 by Representatives Kilbury, Zimmerman, Bauer and Charnley:

WHEREAS, The State of Washington has considerable, though unproved potential for discovery and development of geothermal energy; and

WHEREAS, Geothermal energy has a potential for satisfying part of future power demands for the people of the State of Washington; and

WHEREAS, Geothermal energy presents an almost pollution-free source of energy; and

WHEREAS, Recent interest has been shown in geothermal exploration in the State of Washington; and

WHEREAS, The Department of Natural Resources, through its Director, Bert Cole, has taken the lead in the western states in forming an organization to exchange information regarding geothermal power;

NOW, THEREFORE, BE IT RESOLVED, That the House of Representatives does hereby: (1) Direct a moratorium on all drilling, redrilling, or reworking of any well for the purpose of exploration for production of or utilization of geothermal energy until after the 1973 regular legislative session. (2) Instruct the Legislative Council and the Joint Committee on Governmental Cooperation to study the question of the regulation of geothermal energy resources in the state and to make a report and recommendation to the 1973 Legislature for legislation to regulate exploration, drilling, production and utilization of geothermal energy. (3) Direct the Department of Natural Resources in conjunction with the Department of Ecology to continue geothermal energy research, and the gathering and dissemination of geothermal data, and otherwise assist any

firm or person showing a genuine interest in the discovery of and feasibility of geothermal energy in the State of Washington.

HOUSE RESOLUTION NO. 72-35 by Representatives Kraabel, North and Hoggins:

WHEREAS, Large school districts have been increasingly beset by a variety of problems not always encountered in smaller districts; and

WHEREAS, Many parents feel school districts should be limited in size toward the end of promoting the highest possible degree of responsiveness to the needs and desires of the local citizens; and

WHEREAS, There may be merit in smaller administrative units; and

WHEREAS, There may be merit to the concept of decentralization utilizing local or area parent advisory boards;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Superintendent of Public Instruction in conjunction with the Joint Committee on Education investigate the feasibility and merit of decentralizing large school districts, with such decentralization utilizing either local building or area parent advisory boards, and providing maximum autonomy for the lowest level of the decentralization plan. The investigation should review several different alternatives, provide an analysis of the strengths and weaknesses of the alternatives, provide the cost of implementation, a possible timeline for implementation, and should conclude with recommendations.

BE IT FURTHER RESOLVED, That this investigation with recommendations be presented to the next Session of the Legislature.

HOUSE RESOLUTION NO. 72-36 by Representatives Kraabel and North:

WHEREAS, In the school districts of this state, a significant number of certificated personnel hold positions which do not include classroom instruction or significant involvement within the school buildings; and

WHEREAS, There would be benefit to the pupils and patrons of a school district if such personnel spent a specified amount of time in classroom instruction, or other involvement within the school building, each year or over a specified period of years; and

WHEREAS, Such classroom instruction or involvement would aid such personnel in maintaining a constant awareness of the needs of children in the classroom;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Superintendent of Public Instruction in conjunction with the Joint Committee on Education, review the feasibility of requiring certificated personnel to spend a specified amount of time each year or over a specified period of years in classroom instruction or other meaningful involvement within the school building. This feasibility study should review the strengths and weaknesses of such a plan, methods and implementation, costs of implementation, and should conclude with recommendations.

BE IT FURTHER RESOLVED, That this study, together with such recommendations as are derived therefrom, be presented to the next Session of the Legislature.

HOUSE RESOLUTION NO. 72-37 by Representatives Charnley, Kuehnle, Eikenberry and Bottiger:

WHEREAS, The Legislative Council has conducted a successful study of consumer protection problems prevalent in camping club developments and has proposed remedial legislation which, in many respects, could aptly apply to other types of land developments; and

WHEREAS, Land sales, particularly recreational land sales, is one of the remaining areas not adequately covered by existing consumer protection legislation; and

WHEREAS, Many purchasers of land have suffered significant financial losses as a result of the unfair sales practices of some land developers or as a result of the failure or inability of some developers to live up to their promises and representations;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Legislative Council be requested to conduct a thorough study of the need for new legislation to protect the purchasers of land from fraudulent and misleading sales practices and to ensure that land developers comply with their promises and representations.

BE IT FURTHER RESOLVED, That the Legislative Council report the results of its study and any recommendations arising therefrom to the next Regular Session of the Legislature.

HOUSE RESOLUTION NO. 72-38 by Representatives Bledsoe, Amen, Goldsworthy, Haussler, Kilbury, Charnley, Curtis and Morrison:

WHEREAS, Sediment eroding from the croplands of Eastern Washington, North Central Oregon, and parts of Idaho is one of the largest single sources of water pollution in the tri-state area; and

WHEREAS, This sediment is discharging into the storage areas of fifteen multipurpose dams on the Columbia and Snake Rivers, destroying water-based recreational sites at each side-stream estuary, damaging fisheries, and shortening the longevity of the useful life of the various dams, and

WHEREAS, The eroding croplands themselves are being damaged to the extent of losing productive potential for food and fiber production at an alarming rate; and

WHEREAS, Land treatment measures can be installed that can adequately reduce erosion and sedimentation damage at a comparatively low cost in relation to the value of the resources they would protect; and

WHEREAS, The cost of needed conservation measures to the owners and operators of these croplands would seriously disrupt the economic stability of their enterprises, even while making use of existing programs; and

WHEREAS, House Bill No. 12694 provides authority to the Secretary of Agriculture to enter into agreements with landowners and operators of sediment-producing lands and share the cost of permanent conservation practices and needed land use changes;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives of the State of Washington, That the Soil Conservation and Domestic Allotment Act, as amended, be amended to provide for a Columbia-Snake-Palouse Conservation Program by passage of House Bill No. 12694; and

BE IT FURTHER RESOLVED, That copies of this Resolution be directed immediately by the Chief Clerk of this House of Representatives to President Richard M. Nixon, to the President of the Senate, the Speaker of the House of Representatives, and to the members of the Congressional delegation from Washington State.

HOUSE RESOLUTION NO. 72-40 by Representatives Hoggins, Perry, Randall, Rabel, Bottiger, Brouillet, Kraabel and North:

WHEREAS, The laws governing the elections and terms of service for school directors in the State of Washington are widely varied and provide a source of confusion, both to educators and to the general public; and

WHEREAS, The terms of school directors range from 4 years to 6 years; and

WHEREAS, In some districts school directors are nominated and/or elected by special districts; and

WHEREAS, The number of school directors in districts in the State of Washington range from 3 to 7; and

WHEREAS, A variety of systems exist for nomination to the position of school board members;

NOW, THEREFORE, BE IT RESOLVED, That the Joint Committee on Education be and is hereby requested to study the matters outlined in this resolution with a particular view toward providing uniformity of law and eliminating the confusion that exists concerning methods of election and terms of office for school board members.

BE IT FURTHER RESOLVED, That the Joint Committee on Education conducts this study in cooperation with the Office of Superintendent of Public Instruction, the Washington School Directors Association, the State Parent-Teacher Association, the Washington Education Association and the Washington State Federation of Teachers.

AND BE IT FURTHER RESOLVED, That upon the passage of this House Resolution, the Chief Clerk of the House shall see that copies of the same are forwarded to officials of the above-named organizations.

HOUSE RESOLUTION NO. 72-41 by Representatives Randall, Julin, Beck, Mentor and Wanamaker:

WHEREAS, Problems involving the illegal use and sale of controlled substances continue to increase; and

WHEREAS, It is imperative that the law enforcement agencies of this state curb the illegal traffic in controlled substances; and

WHEREAS, The Legislature recognizes that action on its part may be necessary to aid such agencies; and

WHEREAS, The Legislature must be fully informed as to whether or not current jurisdictional restrictions imposed on law enforcement officers should be changed with respect to investigations conducted for the sole purpose of controlling illegal traffic in controlled substances; and

WHEREAS, Officials of cities, towns, and counties throughout the state must be consulted before any changes are enacted in existing statutes;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Interim Municipal Committee, in cooperation with the Legislative Council, is authorized and requested to undertake a study of the jurisdictional restrictions placed on law enforcement agencies investigating illegal traffic in controlled substances and recommend whether or not such existing restrictions should be changed to facilitate the control of illegal controlled substances.

BE IT FURTHER RESOLVED, That the results of the study and the recommendations be presented to the next Regular Session of the Legislature for its consideration.

HOUSE RESOLUTION NO. 72-42 by Representatives Brouillet and Hoggins:

WHEREAS, Many teachers of Washington have lost their employment during the present depressed economic situation; and

WHEREAS, Many experienced teachers are unable to find employment because of the requirement that they be hired at a high place on teacher salary schedules and cannot waive any experience to qualify at lower salary placement; and

WHEREAS, Many teachers are a valuable manpower source unable to change careers easily and many recent graduates are unable to find employment as teachers; and

WHEREAS, The potential for this pool may be under-utilized by the school districts in the State of Washington;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Joint Committee on Education be directed to examine the problem of teacher supply and demand in the State of Washington and make appropriate recommendations to the 1973 Session of the Washington State Legislature.

HOUSE RESOLUTION NO. 72-43 by Representatives Smythe and Thompson:

WHEREAS, There is some evidence to suggest that instituting a statewide salary schedule for teachers in the community colleges would help lessen spiraling costs of education at these levels; and

WHEREAS, Salary schedules could be of assistance in simplifying the method for financing education in these institutions; and

WHEREAS, No comprehensive study concerning the utility of statewide salary schedules has yet been submitted to the Legislature for its consideration; and

WHEREAS, Private business organizations utilize standardized salary schedules as an effective management technique;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Joint Committee on Higher Education, Council on Higher Education, Legislative Budget Committee and Office of Program Planning and Fiscal Management be directed to study the utility, feasibility, and benefit of instituting a statewide salary schedule for

community college employees and report their findings to the next Session of the Legislature.

HOUSE RESOLUTION NO. 72-44 by Representatives Smythe, Brouillet, Thompson and Hoggins:

WHEREAS, There is some evidence to suggest that instituting a statewide salary schedule for teachers in the common schools would help lessen spiraling costs of education at these levels; and

WHEREAS, Salary schedules could be of assistance in simplifying the method for financing education in these institutions; and

WHEREAS, No comprehensive study concerning the utility of statewide salary schedules has yet been submitted to the Legislature for its consideration; and

WHEREAS, Private business organizations utilize standardized salary schedules as an effective management technique;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Joint Committee on Education, in conjunction with the Superintendent of Public Instruction, Legislative Budget Committee and Office of Program Planning and Fiscal Management, be directed to study the utility, feasibility and benefit of instituting a statewide salary schedule for school district employees and report their findings to the next Session of the Legislature.

HOUSE RESOLUTION NO. 72-45 by Representatives Rabel and Douthwaite:

WHEREAS, The Washington State Legislature in section 1, chapter 273, Laws of 1971, 1st Extraordinary Session, directed all state institutions of higher education to apply uniform rules in determining whether students shall be classified as resident students or nonresident students for tuition and fee purposes; and

WHEREAS, The Washington State Legislature currently is considering additional amendments to chapter 273, Laws of 1971, 1st Extraordinary Session; and

WHEREAS, The institutions are in need of uniform statewide guidelines to assist them in applying the provisions of chapter 273, Laws of 1971, 1st Extraordinary Session, as enacted or hereafter amended;

NOW, THEREFORE, BE IT RESOLVED, That the Council on Higher Education formulate and adopt statewide guidelines for the assistance of state institutions of higher education in applying uniform rules, consistent with chapter 273, Laws of 1971, 1st Extraordinary Session, as enacted or hereafter amended, for determining whether students shall be classified as resident students or nonresident students for tuition and fee purposes.

HOUSE RESOLUTION NO. 72-46 by Representatives Hoggins, Charette, Williams, Douthwaite and Bauer:

WHEREAS, Many of the justices and judges in the courts of limited jurisdiction are increasingly unwilling to apply criminal sanctions against traffic law offenders; and

WHEREAS, The present system needlessly ties up valuable court time; and

WHEREAS, The states of New York, California,

Minnesota, Wisconsin and New Hampshire have adopted legislation which provides for administrative adjudication of minor traffic offenses; and

WHEREAS, Such legislation streamlines case processing, reduces penalty inequities and emphasizes driver retraining and rehabilitation; and

WHEREAS, Such legislation could lead to improved highway safety which is of paramount importance to the people of this state;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Judicial Council is authorized and directed to undertake a study of administrative adjudication of minor traffic offenses and how such a program, if implemented in the State of Washington, would affect the courts of limited jurisdiction and the administration of existing motor vehicle laws within this state.

BE IT FURTHER RESOLVED, That the results of the study and the recommendations be presented to the next Regular Session of the Legislature for its consideration, or as soon thereafter as is possible.

HOUSE RESOLUTION NO. 72-47 by Representative Conner:

WHEREAS, It is a worthwhile objective for residents of the state to improve their employment opportunities through continuing educational programs which lead to the development of new skills; and

WHEREAS, There are schools which offer such courses of instruction to the public at high tuition rates, but are not competent to improve the skills of the students; and

WHEREAS, Existing legislation relating to such proprietary schools is inadequate to provide sufficient controls to protect the public from being misled; and

WHEREAS, The unfitness of some proprietary schools decreases the confidence in those which are qualified;

NOW, THEREFORE, BE IT RESOLVED, That the House of Representatives authorizes and requests the Legislative Council to study chapter 18.82 RCW with the purpose of increasing the statutory controls over proprietary schools; and

BE IT FURTHER RESOLVED, That the results of the study and any recommendations be presented to the next Regular Session of the Legislature for its consideration.

HOUSE RESOLUTION NO. 72-48 by Representatives May, Grant and Moon:

WHEREAS, The State of Washington is currently suffering an unemployment rate in excess of twelve percent, the most serious in the nation, constituting an emergency requiring positive and broad corrective action; and

WHEREAS, The present economic crisis makes it especially difficult for young men and women graduating from school or college, for returning Viet Nam veterans, and for those of deprived backgrounds, to find any sort of gainful employment; and

WHEREAS, It is essential to the future of the State of Washington that our ambitious youth retain faith in the democratic processes of government and be given an opportunity to become self-supporting while contributing to the needs of the state and its citizens; and;

WHEREAS, There is little evidence that private business and industry will, in the foreseeable future, be able to absorb the thousands of young people joining the labor market annually;

NOW, THEREFORE, BE IT RESOLVED, That the Legislative Council is directed study the feasibility of implementing a public employment program along the lines of the Federal Civilian Conservation Corps, and to study the types of environmentally oriented employment projects which might be undertaken by such a program.

BE IT FURTHER RESOLVED, That the Legislative Council shall explore not only the prospects of public funding but also the possibilities of maximizing the amount of federal revenue which might be available for such an employment program.

BE IT FURTHER RESOLVED, That the Legislative Council shall submit the results of such study, and the Council's recommendations for appropriate legislative action, to the next Regular Session of the Legislature.

HOUSE RESOLUTION NO. 72-50 by Representatives Charnley and Smythe:

WHEREAS, An owner of land must apply for a conditional use permit before he may put his land to uses inconsistent with existing zoning requirements; and

WHEREAS, If his original request for a variance is denied, the question of when an owner may make a reapplication in substantially the same form now appears to be a subject for local regulation with no apparent uniformity from one local jurisdiction to another; and

WHEREAS, Repeated application could delay final resolution of the matter and interfere with the efficient functioning of the boards of zoning adjustment;

NOW, THEREFORE, BE IT RESOLVED, That the House of Representatives authorizes and requests the Legislative Council to study this question and recommend whether a landowner should be required to wait a specified period of time before making reapplication for a variance substantially the same as his earlier application which was denied.

HOUSE RESOLUTION NO. 72-51 by Representatives Bledsoe and King:

WHEREAS, The right to vote has been extended to all persons eighteen years of age or older; and

WHEREAS, It is necessary that each individual be registered to vote in order to exercise this extended franchise; and

WHEREAS, We anticipate twice the normal number of new registrations to be made this year because of the extension of the franchise; and

WHEREAS, Voter registration facilities should conveniently serve all of the community in which they are located; and

WHEREAS, The County Auditors have always shown concern for providing the most efficient service to the public;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That all county auditors are hereby requested to make special efforts to appoint and train

additional deputy registrars to meet the anticipated increase in new voter registrations; and

BE IT FURTHER RESOLVED, That all County Auditors are hereby requested to make every effort to establish permanent voter registration facilities at each high school to accommodate young voters registering for the first time and to provide additional, convenient voter registration locations for the entire community.

BE IT FURTHER RESOLVED, That copies of this Resolution be transmitted to each County Auditor of the State.

HOUSE RESOLUTION NO. 72-52 by Representatives Curtis and Backstrom:

WHEREAS, The members of this Regular and Extraordinary Session of the Legislature have been confronted with significant legislation relating to the professions of barbering, beauty culture, and men's hairstyling which has failed of enactment due to other pressing matters before the House and Senate; and

WHEREAS, There exists a need for an interim committee to study the statutory reform of the professions of barbering and beauty culture and to make recommendations to the Legislature as a result of these studies; and

WHEREAS, The Legislature finds that there is a distinct difference between the practice of barbering and of men's hairstyling and it is necessary to distinguish between the two professions to enable those persons currently within the profession of barbering to advance themselves professionally to become duly licensed as men's hairstylists and recognized as such; and

WHEREAS, There exists a need for an interim committee to study the need of regulating and licensing men's hairstylists in Washington State and to make recommendations to the Legislature as a result of such studies;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Legislative Council be and is hereby directed to make a study of:

(1) The statutory reform of chapter 18.15 RCW relating to barbers.

(2) The statutory reform of chapter 18.18 RCW relating to beauty culture.

(3) Legislation to regulate and license the practice of men's hairstyling.

BE IT FURTHER RESOLVED, That the Legislative Council shall report its findings and recommendations to the Forty-third Session of the Legislature in January, 1973; and

BE IT FURTHER RESOLVED, That the Chief Clerk of the House of Representatives shall see that a copy of this Resolution be transmitted to the Executive Secretary of the Legislative Council.

HOUSE RESOLUTION NO. 72-53 by Representatives Smythe and Hoggins:

WHEREAS, Legislation has been introduced in the House of Representatives during this session to repeal the Professional Negotiations Act for teachers and to substitute therefor public employees' collective

bargaining; and

WHEREAS, Very little is known concerning the potential impact of such legislation on the school districts of this state and our education system in general; and

WHEREAS, There is a substantial need to improve the process of professional negotiations in the school districts of Washington;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Joint Committee on Education, in cooperation with the Superintendent of Public Instruction's Office, the Washington Education Association, Washington State Federation of Teachers, the Washington Association of School Administrators, and the Washington State School Directors' Association be directed to study the problem of professional negotiations including the question of substituting collective bargaining therefor and report its findings and proposed corrective legislation to the next Session of the Legislature.

BE IT FURTHER RESOLVED, That the Joint Committee on Education shall appoint a special ad hoc subcommittee consisting of all members of the House and Senate Education Committees which shall meet at least once prior to the 1973 Legislature to receive the recommendations of the Joint Committee on Education on this matter as well as other matters recommended by the Joint Committee on Education.

BE IT FURTHER RESOLVED, That this Resolution supersedes House Resolution No. 72-22 and that a copy of this Resolution be transmitted to all agencies and organizations named in this Resolution.

HOUSE RESOLUTION NO. 72-54 by Representatives Smythe, Randall, Kuehnle, Thompson and Kopet:

WHEREAS, There have been continual expressions of concern questioning the quality and methodology of teacher education programs; and

WHEREAS, The Legislature has not been presented with any significant change in teacher education programs in the last three decades; and

WHEREAS, Educational organizations have consistently noted the need for innovation in teacher education, but have contended that lack of response stems either from resistance to change by school districts or lack of funding flexibility in program experimentation; and

WHEREAS, Higher educational programs are generally funded on a formula basis which recognizes inputs of students and not outputs of productivity or quality; and

WHEREAS, Significant advancements, both nationally and within this state, have been made in the areas of programming and budgeting systems;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Legislative Budget Committee, in conjunction with the Joint Committee on Higher Education, The Joint Committee on Education, and with the cooperation of the Office of Program Planning and Fiscal Management, the Council on Higher Education, Superintendent of Public Instruction, and the institutions of higher education, shall conduct a study to determine the feasibility of instituting a program budgeting system for teacher education in the State of Washington and report its

conclusions to the Forty-third Legislative Session.

BE IT FURTHER RESOLVED, That the study should cover at least the following areas:

(1) A description of the program components of teacher education with specific identification of teaching methodology, subject to proficiency, and classroom or other field experiences and their interrelationships.

(2) The costs associated with each of the three identifiable areas noted in paragraph (1).

(3) The costs associated with a greater emphasis of actual classroom or other field experiences, including specific costs to the K-12 system.

(4) A description of program, performance, or measurement indicators which may be applicable to the development of a program budget.

BE IT FURTHER RESOLVED, That the Governor may, if the results of this study are completed in time, incorporate within his budget submittal to the 1973 Legislature a program-type budget for teacher education programs.

HOUSE RESOLUTION NO. 72-56 by Representatives Lysen, Maxie, Cha'nley and Ceccarelli:

WHEREAS, Higher education has developed into one of the most significant and driving forces in modern society; and

WHEREAS, Private institutions of higher learning in the State of Washington are playing a significant role in providing outstanding educational opportunities for students of all faiths and ethnic backgrounds; and

WHEREAS, Seattle University is the largest private institution in the Pacific Northwest, with 3,170 students enrolled in thirty-eight undergraduate and six graduate programs of study; and

WHEREAS, Forty-two percent of the student body is non-Catholic and fifteen percent of the student body is multi-racial; and

WHEREAS, Over fifty percent of the University's students are from public high schools and community colleges; and

WHEREAS, Thirty-five percent of the students are receiving financial assistance from the University's own funds; and

WHEREAS, Since 1909 Seattle University has granted thirteen thousand bachelor's and graduate degrees and provided quality educational programs for 33,000 alumni; and

WHEREAS, The alumni largely remain in the area to make significant contributions to the cultural, social, economic and political progress of the state as evidenced by the seven Seattle University alumni presently serving in the Washington State Legislature; and

WHEREAS, In addition to the foregoing contributions, Seattle University's location in the community adds approximately ten million dollars a year to the local economy; and

WHEREAS, Father Louis Gaffney was recently appointed as permanent President of the University;

NOW, THEREFORE, BE IT RESOLVED, That the House of Representatives accords its highest commendation to Seattle

University as a prime contributor to and supporter of the educational, cultural, civic and professional life of the community and the state;

BE IT FURTHER RESOLVED, That the House of Representatives extends its best wishes for continuing success to Father Louis Gaffney as he assumes his new position of leadership as President of Seattle University.

HOUSE RESOLUTION NO. 72-58 by Representatives Lysen, Maxie, Johnson, Chatalas, Perry, Kraabel and Grant:

WHEREAS, Cities, towns, and counties are increasingly faced with problems which require regional coordination and development, including sewage and waste disposal, coordinated transportation development, the planning and development of industry, business, education and services, and the creation of a sound environmental policy for regional areas; and

WHEREAS, Federal moneys, both in the form of grants and loans, are increasingly being made available to regional organizations; and

WHEREAS, Government on all levels could benefit from the existence of a viable regional organization to gather and disseminate information, to coordinate and manage regional projects, and to act as a clearinghouse for state and federal funds;

NOW, THEREFORE, BE IT RESOLVED, That the House of Representatives directs the Legislative Council to undertake a complete study of the benefits of establishing regional geopolitical areas within the state, including within said study an evaluation of the services which could be performed by such regional bodies; and

BE IT FURTHER RESOLVED, That the Legislative Council make a report of its findings to the next Regular Session of the Legislature, together with its recommendations for legislation thereon.

HOUSE RESOLUTION NO. 72-59 by Representatives Conner and Savage:

WHEREAS, Good state government depends on the interest and activity of the citizens of this state; and

WHEREAS, The Women's Literary Club of Port Angeles has promoted good government by its organization and by its stated objectives of study, intellectual improvement, and the promotion of good citizenship; and

WHEREAS, The Women's Literary Club of Port Angeles participates in charitable activities without thought of profit to themselves; and

WHEREAS, This year marks the seventy-fifth anniversary of the founding of this outstanding organization;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Women's Literary Club of Port Angeles be extended our congratulations on their remarkable anniversary and our gratitude for their record of service to the State of Washington.

HOUSE RESOLUTION NO. 72-60 by Representatives Conner and Chatalas:

WHEREAS, The Legislature wishes to achieve efficient operation of the state government in order to realize cost

savings for the people of the State of Washington; and  
WHEREAS, Automated data processing should be used as a tool in achieving such savings; and

WHEREAS, The State Data Processing Service Center is currently charged with the production of the state payroll; and

WHEREAS, This function should be carried out in a manner as efficient as possible;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Legislative Council, in conjunction with the Legislative Budget Committee, be authorized and requested to undertake a study of the operation of the State Data Processing Service Center, especially as such operations concern the state payroll, the timeliness of the Center's workload, and any methods of improving the service offered by the Center; and

BE IT FURTHER RESOLVED, That the results of such study shall be presented to the next Regular Session of the Legislature for its consideration.

HOUSE RESOLUTION NO. 72-61 by Representative Johnson:

WHEREAS, The horseracing industry provides both an important source of revenue as well as entertainment for the residents of this state; and

WHEREAS, Expansion of the horse breeding and racing industry would be of great benefit to this state; and

WHEREAS, Proper regulation of the activities of the industry by the Washington Horse Racing Commission is a necessary foundation for the present and the future growth of the industry; and

WHEREAS, Periodic legislative review of the performance of the commission and its future role is a proper legislative function;

NOW, THEREFORE, BE IT RESOLVED, That the House of Representatives authorizes and requests the Legislative Council to make a study of the horse breeding and racing industry in this state to consider the feasibility of expanding the industry and increasing the Washington Horse Racing Commission to five members to include, as members, breeders of quarterhorses, thoroughbreds and appaloosas; and/or the advisability of two separate commissions such as the State of New York operates; and

BE IT FURTHER RESOLVED, That the study review the effectiveness of existing rules and regulations adopted by the commission and investigate the desirability of Senate confirmation of appointments and reappointments to the commission in view of past experience; and

BE IT FURTHER RESOLVED, That the House of Representatives requests that the Legislative Council make a report of its findings and recommendations to the next Regular Session of the Legislature.

HOUSE RESOLUTION NO. 72-62 by Representatives Cunningham, Zimmerman, Luders, Douthwaite and Thompson:

WHEREAS, The refining of crude petroleum is a major industry of this state; and

WHEREAS, The Coastal Protection Fund requires further sources of revenue; and

WHEREAS, One of the most important functions of the

Coastal Protection Fund is the financing of recovery operations after the spilling of petroleum or petroleum products into the waters of this state;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Legislative Council is hereby directed to undertake a study of the feasibility of a manufacturing tax on the refining of crude petroleum, and other possible sources of revenue, to provide an equitable source of revenue to the Coastal Protection Fund and to recommend a means of imposing and collecting such tax.

BE IT FURTHER RESOLVED, That the results of the study and recommendations be reported to the next Regular Session of the Legislature.

HOUSE RESOLUTION NO. 72-63 by Representatives Hurley, Curtis, Lysen, Kuehnle and Hatfield:

WHEREAS, Although the private citizen who lobbies is regulated under the Legislative Lobbying Act, state employees who engage in identical activities are regulated by nothing except perhaps their agencies' directives; and

WHEREAS, The employees of some state agencies use the same techniques and tactics as lobbyists registered under the Legislative Lobbying Act to influence the passage or defeat of Legislative measures; and

WHEREAS, So long as some state employees use the same techniques and tactics as registered lobbyists, then there exists argument that these state employees should be subject to the same regulations as such registered lobbyists; and

WHEREAS, The complete disclosure of all lobbying activities is being demanded by the citizens of the State of Washington;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Legislative Council is requested to conduct a study on the need, if any, (1) to regulate state employees who engage in activities designed to influence the passage or defeat of legislative measures, and (2) to require such state employees to completely disclose the extent to which they engage in such activities.

BE IT FURTHER RESOLVED, That the Legislative Council report the results of its study, and any recommendations arising therefrom, to the next Regular Session of the Legislature.

HOUSE RESOLUTION NO. 72-64 by Representative Johnson:

WHEREAS, There is no highway directly connecting the Tri-Cities of Richland, Pasco and Kennewick with Pullman; and

WHEREAS, Many students who attend Washington State University live in the Tri-Cities area and commute to Pullman; and

WHEREAS, Existing roads connecting the Tri-Cities with Pullman have resulted in several accidents involving commuting students in which the students have been maimed and severely or fatally injured;

NOW, THEREFORE, BE IT RESOLVED, That the House of Representatives authorizes and requests the State Department of Highways to study the feasibility of and plan

the construction or improvement of a more direct route from the Tri-Cities area to Pullman to promote traffic safety; and

BE IT FURTHER RESOLVED, That the House of Representatives requests the State Department of Highways to make a report of its findings and recommendations to the next Regular Session of the Legislature.

HOUSE RESOLUTION NO. 72-65 by Representatives Haussler, Pardini and Perry:

WHEREAS, The creation of ports has been authorized by the State of Washington; and

WHEREAS, It has been brought to the attention of the Legislature that no means exist whereby ports may be dissolved by the action of the people living within the district; and

WHEREAS, It appears that there needs to be a review of the ports' authority relating to functions, formation, disincorporation, and expenditures; and

WHEREAS, Port districts are to enhance the economic conditions of the local units of government and the state;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Legislative Council review Article VIII, section 8, of the Washington State Constitution and chapter 53 of the Revised Code of Washington to determine whether the existing Constitution and statute are adequate for port and public purposes.

HOUSE RESOLUTION NO. 72-66 by Representatives Hurley, Berentson and May:

WHEREAS, The Executive Conflict of Interest Act prohibits state employees of the Executive Branch from engaging in certain acts defined as "conflict of interest" and provides that violators of the act shall be guilty of a gross misdemeanor; and

WHEREAS, The Executive Conflict of Interest Act has been criticized on the ground that the one-year statute of limitations is not appropriate for crimes committed by an employee because of the employee's opportunity to cover up the crime, especially where the employee has a high management position; and

WHEREAS, The Executive Conflict of Interest Act has also been criticized on the ground that it contains subjective standards which are not readily usable in criminal prosecutions;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Legislative Council is requested to conduct a study of the need, if any, to revise the Executive Conflict of Interest Act and to amend the statute of limitations as it applies to that act.

BE IT FURTHER RESOLVED, That the Legislative Council report the results of its study, and any recommendations arising therefrom, to the next Regular Session of the Legislature.

HOUSE RESOLUTION NO. 72-67 by Representatives Zimmerman, Thompson, Shera and Bottiger:

WHEREAS, There is a public concern and disagreement on the best way to dispose of solid waste; and

WHEREAS, The technology for efficient and economical

disposal of various kinds of trash have not kept up with the administrative regulations; and

WHEREAS, The public is much more concerned about air pollution than ever before; and

WHEREAS, There are concerns about the public nuisance of burning outdoors; and

WHEREAS, There is concern for fire safety and forest fire prevention; and

WHEREAS, There are overlapping jurisdictions and conflicting regulations involved in the subject of air pollution and burning;

NOW, THEREFORE, BE IT RESOLVED, That the House of Representatives authorizes and requests the Legislative Council to undertake a study which would focus on the interrelated problems of waste disposal, air pollution, and water pollution, and the ways in which there could be adequate controls, while at the same time protecting individual freedoms and the utilization of intergovernmental cooperation of various governmental agencies, including local fire departments, to deal with the growing problems in this area.

BE IT FURTHER RESOLVED, That the results of the study and any recommendations be presented to the next Regular Session of the Legislature for its consideration.

HOUSE RESOLUTION NO. 72-68 by Representatives Cunningham, Douthwaite, North, Costanti and Kirk:

WHEREAS, Pilots in Puget Sound waters and adjacent inland waters perform an essential service to shipping and commerce in the entire Puget Sound regions; and

WHEREAS, The state has an active interest in the establishment of regulations which will insure proper and safe pilotage in the subject waters;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Legislative Council is hereby directed to study the following matters related to Puget Sound pilotage:

(1) Frequency of physical examinations administered to licensed pilots and the adequacy of such physical examinations;

(2) Adequacy of facilities for use of pilots for rest and sleep at the Port Angeles Pilot Station and on board ships traveling to and from British Columbia ports;

(3) State of work conditions and hours of work required of pilots and the probable effect of same on the ability of pilots to perform their work with maximum proficiency.

BE IT FURTHER RESOLVED, That the Legislative Council report its finding and recommendations for legislative enactments to the next Regular Session of the Legislature.

HOUSE RESOLUTION NO. 72-69 by Representatives Hurley, Julin and Bottiger:

WHEREAS, Not infrequently the value of land, particularly land used for residential purposes, diminishes in value as a result of a highway or other public facility being constructed next or near it; and

WHEREAS, Under present law public agencies cannot legally compensate a landowner for any diminution in the value of his land attributable to the construction of a

nearby public facility such as a highway and resultant noise, pollution, and loss of scenic beauty; and

WHEREAS, Where noise and pollution and ugliness of some public facilities cause a reduction in the value of land surrounding or near the public facility, then the present law requires the owners of such land to bear the total cost of such reduction in values; and

WHEREAS, From an environmental standpoint the planning of new highways could only improve, if the total reduction in land values attributable to the construction of highways would have to be paid by the government to the owners; and

WHEREAS, During the last Session of the Legislature, the Legislative Council recommended the enactment of House Bill No. 97, which would have required the government to compensate any landowner for any reduction in the value of his land attributable to the construction of a new highway;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Legislative Council continues its study in this area and report back its recommendations, if any, arising therefrom to the Forty-third Session of the Legislature.

HOUSE RESOLUTION NO. 72-71 by Representatives Rabel, Kiskaddor, King, Gladder and Charnley:

WHEREAS, A recently completed survey of teacher education in the State of Washington has produced a vast array of information about the preparation of elementary and secondary school teachers in the public and private colleges and universities of Washington; and

WHEREAS, This survey made a number of imaginative observations and conclusions concerning ways to improve the teacher training programs in colleges and universities, including recommendations that:

- (1) Classroom teachers be given authority to guide teacher training curriculum.
- (2) College professors of education should be required to teach periodically in public school classrooms.
- (3) All college and university education classes should be reviewed to determine their worth in relation to the total education program.
- (4) Enrollment limitations should be established for colleges of education, accompanied by early identification and recruitment of prospective teachers.
- (5) Professional education for all prospective teachers should begin and end with practice teaching.
- (6) All first year teachers should receive intensive help to improve their understanding and control of problems in discipline and conduct; and

WHEREAS, The Legislature recognizes that all citizens of this state and all professional educators charged with the responsibility of preparing future teachers are committed to finding better ways to improve teacher training programs; and

WHEREAS, Ten private colleges within the State of Washington have schools of education which have in recent years on the average graduated twenty-two percent of the

teacher output, most of which have joined the state education system;

NOW THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Joint Committee on Higher Education be requested to visit campuses having schools or colleges of education for the preparation of teachers in order to talk with students, teachers, and administrators for the purpose of understanding first-hand the general problems associated with the preparation of teachers, and for the specific purpose of reviewing the above survey recommendations and suggesting further appropriate recommendations; and

BE IT FURTHER RESOLVED, That the Joint Committee on Higher Education, with the cooperation of the Council on Higher Education, Superintendent of Public Instruction and institutions of higher education, recommend procedural approaches, organization structure, and timing for implementing innovative and imaginative programming to bear on the preparation of teachers; and

BE IT FURTHER RESOLVED, That the Joint Committee on Higher Education confer with the interested organizations and groups to determine the means for identifying methods to develop recommendations concerning the criteria to be used in the future for evaluation of teacher education programs in institutions of higher education in the State of Washington.

BE IT FURTHER RESOLVED, That the state agencies concerned with educational planning for institutions of higher education, both public and private having schools of education, are hereby requested to cooperate with the Joint Committee on Higher Education in this undertaking.

BE IT FURTHER RESOLVED, That the Joint Committee on Higher Education be requested to report the results of its inquiry, and any recommendations, to the 1973 Regular Session of the Washington State Legislature.

HOUSE RESOLUTION NO. 72-72 by Representatives Smythe and King:

WHEREAS, Under Washington law and administrative rules and regulations, students under the age of 18 are not permitted to take General Education Degree examinations; and

WHEREAS, Allowing students who have dropped out of high school to acquire General Education Degrees might considerably enhance their chances for either employment or educational advancement; and

WHEREAS, Further study of this possible change in Washington law and rules and regulations is necessary in order to ensure that the acquisition of General Education Degrees by students under age 18 will not encourage increased dropout rates and that such a degree would be an acceptable equivalent to high school for the purposes of furthering a student's education or advancing him vocationally;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Joint Committee on Education is hereby directed to study the potential benefit and potential harm that could be derived from allowing students under the age of 18 to acquire General Education Degrees, and report its findings and recommendations along with any

proposed legislation to a subsequent session of the Washington State Legislature.

AND BE IT FURTHER RESOLVED, That the Joint Committee on Higher Education is requested to survey the institutions of higher education to determine the general education degree acceptability for admission, and provide those findings to the Joint Committee on Education for incorporation within its study.

HOUSE RESOLUTION NO. 72-73 by Representatives Wojahn, McCormick, Johnson, Kirk, Maxie and North:

WHEREAS, Standards of health and safety for workers employed in private industry is a proper subject for regulation by the Legislature; and

WHEREAS, There is no law which regulates the maximum number of continuous hours without break that a male employee can be required to work; and

WHEREAS, The Legislature has found that a law which regulates the maximum number of continuous hours without break to be worked by female employees is necessary to protect their health and safety;

NOW, THEREFORE, BE IT RESOLVED, That the House of Representatives authorizes and requests that the Legislative Council study the need for statewide regulation of the number of continuous hours without break that male employees in private industry can be required to work.

BE IT FURTHER RESOLVED, That the House of Representatives requests that the Legislative Council make a report of its findings and recommendations to the next Regular Session of the Legislature.

HOUSE RESOLUTION NO. 72-74 by Representatives Thompson, Kopet and Haussler:

WHEREAS, The counties of Washington State are classified according to population; and

WHEREAS, The Legislature must determine the size and number of such classes; and

WHEREAS, The Legislature finds such classes to have decreasing significance; and

WHEREAS, Reliance on the federal census to establish the population basis freezes the classification of counties for ten years regardless of actual growth;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Legislative Council undertake a study to determine the significance, extent and desirability of continuation of county classification.

BE IT FURTHER RESOLVED, That the results of this study, and any legislative recommendations derived from it, be submitted to the 43rd Session of the Legislature.

HOUSE RESOLUTION NO. 72-75 by Representatives Thompson, Kopet and Perry:

WHEREAS, The state tax on motor vehicle fuels is levied for the construction and maintenance of public roads and highways; and

WHEREAS, State agencies have built and presently maintain many miles of roadway used by the public from fund sources other than the motor vehicle fund; and

WHEREAS, Many miles of roads in state parks, on trust lands managed by the Department of Natural Resources,

and on the other state and private lands have substantial public use for recreational and other pursuits; and

WHEREAS, The public utilizes substantial amounts of motor vehicle fuels and generates tax revenue for highway purposes from operating their motor vehicles on these roads under the jurisdiction of agencies other than the State Department of Highways or any city, county or other public entity presently sharing revenue from the motor vehicle fund;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Legislative Budget Committee, in consultation with the Transportation Committee, be authorized and directed to study the potential for the use of gas tax or other highway-related revenues for either construction or maintenance of roads available for substantial public use for recreation-related purposes on state lands or other lands which are presently constructed or maintained by funds other than highway revenues.

BE IT FURTHER RESOLVED, That the Legislative Budget Committee be directed to report any findings, recommendations, or proposed legislation to the members of the Legislature prior to the next Regular Session of the Legislature.

HOUSE RESOLUTION NO. 72-76 by Representatives King and Rabel:

WHEREAS, One of the prime goals of higher education is to produce well-educated, productive adults who will make a genuine contribution to our society; and

WHEREAS, The involvement of college and university students in the academic community can be a useful learning opportunity; and

WHEREAS, Student organizations, particularly student body governments, can be crucial in fostering awareness of social responsibilities and in establishing voting, decision-making and communication processes which will carry over to adult life; and

WHEREAS, The role and function of student participation in campus governance has not been studied or clarified; and

WHEREAS, There is a need to determine to what extent students ought to be involved in campus governance with a view to increasing their meaningful participation in adult life;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Joint Committee on Higher Education, with the cooperation of the Council on Higher Education, the State Board for Community College Education, and institutions of higher education, study the systems of governance at institutions of higher education in Washington State to determine:

1. The participation of students in the process of campus governance.
2. The role and function of student body government and other student organizations in the governance process.
3. The relationship between statewide student organizations and systems of institutional governance.
4. The nature, extent and relationship of "student services" and "student fees."
5. Useful channels for student input into

decision-making processes at institutions of higher education.

BE IT FURTHER RESOLVED, That the Joint Committee on Higher Education solicit in its study of campus governance opinions from representatives of all segments of the higher education community, to include, but not be limited to, the Council of Student Body Presidents, the Washington Association of Community College Student Governments, graduate student associations, former student body officers, and faculty members, and that the study results be submitted to the 1973 Legislative Session.

HOUSE RESOLUTION NO. 72-77 by Representatives Grant and Morrison:

WHEREAS, The police and fire personnel throughout the state may become increasingly involved in labor disputes with the municipal administrations; and

WHEREAS, Legislation in regard to resolution of such disputes has not been passed by the Legislature; and

WHEREAS, Protracted disputes such as that presently involving the public safety and fire department personnel of the City of Seattle are conducive to lowered morale and efficiency; and

WHEREAS, A work stoppage by members of a municipal police or fire department could result in grave danger to the public safety and welfare;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Legislative Council Subcommittee on Labor and the Public Employees' Collective Bargaining Committee be instructed to make a study of acceptable means of arbitrating disputes involving police and firefighters and make recommendations based upon said study to the next Session of the Legislature.

HOUSE RESOLUTION NO. 72-39 by Representatives Kopet, Polk, Smythe, Benitz and Thompson:

WHEREAS, The question of the appropriate level of faculty salaries at both the public four-year institutions and community colleges has been a matter of increasing concern to the Legislature; and

WHEREAS, The institutions of higher education in Washington have historically compared data regarding faculty salaries with "similar" institutions in seven selected states; and

WHEREAS, The seven states often serve as a basis for other fiscal surveys and assessments of higher education by which the four and two-year institutions are compared; and

WHEREAS, The comparison states were selected over a decade ago and circumstances affecting the reasons for the selection of the seven states may have changed over the years; and

WHEREAS, Consideration of appropriate salary levels is impossible without a complete knowledge of all income accruing to faculty, to include honorariums, independent consulting income and other outside income; and

WHEREAS, There are increasing indications that faculty are spending a considerable amount of time during their normal contract period in the generation of outside income.

NOW, THEREFORE, BE IT RESOLVED, By the House of

Representatives, That the Council on Higher Education, in conjunction with the institutions of higher education, the State Board for Community College Education, the Office of Program Planning and Fiscal Management, the Legislative Budget Committee, and the Joint Committee on Higher Education shall (1) review the criteria for the selection for appropriate comparison institutions, determining whether such comparisons serve a useful and valid purpose; and (2) survey and report on all the emoluments currently being realized by the faculty at the four and two-year institutions of higher education, and the policies of the various institutions with regard to the outside activities of its faculty which result in the realization of additional income; and

BE IT FURTHER RESOLVED, That the Council on Higher Education shall have primary responsibility to complete that part of the study described in (1) above, and the Office of Program Planning and Fiscal Management shall have primary responsibility for that part of the study described in (2) above, and that the results of this study shall be transmitted to the aforementioned agencies prior to December 1, 1972 for their review prior to the next Session of the Legislature.

BE IT FURTHER RESOLVED, That copies of this Resolution be transmitted to the aforementioned agencies.

Mr. Kopet moved adoption of the resolution.

Representatives Kopet, Smythe and Rabel spoke in favor of the resolution.

The resolution was adopted.

HOUSE RESOLUTION NO. 72-49 by Representatives Conner and Ceccarelli:

WHEREAS, The Legislatures of Maine and Massachusetts have passed legislation which asserts the jurisdiction of the state over the uses of the continental shelf and the contiguous twelve-mile zone concurrently with the jurisdiction of the federal government; and

WHEREAS, The United States, based on the 1958 Geneva Convention, may exert certain limited rights of sovereignty necessary to the enforcement of federal laws and the conservation of the natural resources of the contiguous twelve-mile zone and the continental shelf; and

WHEREAS, Exploration of the continental shelf to a depth of two hundred meters is within the jurisdiction of the United States government; and

WHEREAS, It is necessary to protect the sea life and the environment of the ocean; and

WHEREAS, It is necessary for the federal government and the State of Washington to protect commercial fishing rights within the areas of federal and state jurisdiction; and

WHEREAS, It is necessary to conserve the commercial and sports fishing resources adjacent to the State of Washington; and

WHEREAS, Many states, including Washington, have passed legislation regulating the use of the seacoast and the internal waters of the state;

NOW, THEREFORE, BE IT RESOLVED, That the House of Representatives requests the Interim Committee on Fisheries, Game and Game Fish in conjunction with the Oceanographic Commission of Washington, to study the question of jurisdiction relative to the contiguous twelve-mile zone and the continental shelf with respect to the State of Washington's role in protecting the ocean environment and the sports and commercial fishing resources.

BE IT FURTHER RESOLVED, That the committees analyze methods of protecting this state's rights in cooperation with the federal government and various state agencies in order to secure and advance the interest of the State of Washington at the conference on the law of the sea to be held in Geneva in 1972.

BE IT FURTHER RESOLVED, That the committees report back to the Forty-third Regular Session of the Washington State Legislature on the progress of the study and possible methods to protect the Washington state rights with respect to the continental shelf exploration and the use of the contiguous waters adjacent to the state's shoreline.

Mr. Conner moved adoption of the resolution.

On motion of Mr. Wolf, the following amendment was adopted:

On page 1, line 25 after "requests" insert "the Legislative Council in cooperation with" and on line 26 strike "in conjunction with" and insert "and"

House Resolution No. 72-49, as amended, was adopted.

#### MOTION

On motion of Mr. Morrison, the deferred consideration of House Resolution No. 72-55 until after consideration of House Resolution No. 72-70.

HOUSE RESOLUTION NO. 72-57 by Representatives Conner, Marzano, Savage, Adams, Jastad, Martinis, Gallagher, Luders, Knowles, Bauer, Bradley, Beck, Chatalas, Backstrom, McCormick, Randall, Rosellini and Wojahn:

WHEREAS, The institutional program of the State of Washington, after more than twenty years of planned and logical progress at great expense to the citizens of the state achieved a leading position nationally during the period in which it was an independently administered function of government; and

WHEREAS, During the past two years under the administration of the Department of Social and Health Services, morale within the state institutions has deteriorated and discipline and good order in the adult correctional institutions appear to have been replaced by ill-conceived permissiveness and a dangerous breakdown of authority; and

WHEREAS, Permissive policies and poorly screened release of inmates on furlough have, in recent weeks, resulted in commission of felonies including, according to strong evidence, the murder of a Washington state trooper leaving a widow and six orphaned children; kidnapping of a

five-year-old girl by a mentally unstable inmate, conspiracy to introduce drugs to the Washington State Penitentiary, and extortion; and

WHEREAS, The experienced chief of adult corrections, although still an employee of the state, has been bypassed and stripped of all authority by administrative orders within the Department of Social and Health Services, with such resulting confusion that neither the members of this Legislature nor the employees of the state correctional institutions know who is actually responsible for the administration of the state penal system; and

WHEREAS, The confusion, frustration and low morale caused by the mismanagement of the Department of Social and Health Services has resulted in a continuing out-migration of highly qualified professional personnel, including the principal and half the staff of the nationally recognized Garret Heyns School at the Washington Corrections Center; and

WHEREAS, Persons convicted of murder have been released to the community and transferred to a state veterans' home without due legal process; and

WHEREAS, Fiscal irresponsibility is constantly increasing the tax burden upon the citizens of the state of Washington for the support of correctional institutions to the point where the cost of supporting a single inmate in at least one such institution now exceeds fifty dollars per day; and

WHEREAS, The citizens of the State of Washington have clearly expressed their concern in many instances regarding the breakdown in the state institutions in general, and the penal system in particular; and

WHEREAS, The chairman and Republican majority membership of the Committee on Social and Health Services of this House have refused to allow floor consideration of House Bill 77, which would reestablish an autonomous Department of Institutions, thus making it impossible for the members of this House to consider remedial action, and that this failure, resulting from the arbitrary and partisan actions of the committee, places responsibility for further breakdown in the state institutional system, and for potential future tragic errors of judgment within the penal system upon its chairman and majority membership;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Legislative Council be directed to make a study of the progress or lack of progress of the Department of Social and Health Services with regard to state institutions and to report the results of this study together with recommendations as it may deem appropriate to the 1973 Legislature.

Mr. Conner moved adoption of the resolution.

Mr. Morrison moved adoption of the following amendment:

On page 1, line 4 after "nationally" insert "; and" and strike all of the remainder of the floor resolution and insert the following:

"WHEREAS, Continued progress in institutional programs is a matter of major interest and importance to the Legislature and the citizens of this State;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Legislative Council be directed to make a study to assist the Department of Social and Health Services in assuring that progress continues to be made with regard to state institutional programs and to report the results of this study together with recommendations as it may deem appropriate to the 1973 Legislature."

Representatives Morrison and Gladder spoke in favor of the amendment and Representative Conner spoke against it.

Mr. Rosellini demanded an electric roll call and the demand was sustained.

Mr. Savage spoke against adoption of the amendment by Mr. Morrison to the resolution.

#### ROLL CALL

The Clerk called the roll on the adoption of the amendment by Mr. Morrison to House Floor Resolution No. 72-57 and the amendment was adopted by the following vote: Yeas, 50; nays, 44; not voting, 5.

Voting yea: Representatives Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Hoggins, Hubbard, Jones, Juelling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, McDermott, Mentor, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Richardson, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Chatalas, Conner, Flanagan, Gallagher, Grant, Haussler, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Merrill, Moon, O'Brien, Randall, Rosellini, Savage, Sawyer, Shinpoch, Thompson, Van Dyk, Wojahn.

Not voting: Representatives Brown, Charnley, Kuehnle, Perry, Williams.

The Speaker stated the question before the House to be House Resolution No. 72-57 as amended by Mr. Morrison.

The resolution was adopted.

#### RESOLUTIONS

HOUSE RESOLUTION NO. 72-70 by Representatives Brown, Zimmerman, North and Charnley:

WHEREAS, The disposal of discarded and broken bottles and cans poses a threat to the health and safety of the residents of this state and detracts from the natural beauty of the landscape and beaches; and

WHEREAS, The existing systems of disposal increase solid waste problems and interfere with the proper

allocation of our limited natural resources; and

WHEREAS, A system of returnable bottles has been successfully tried in both the Province of British Columbia and the State of Oregon resulting in a reduction of total costs to bottlers, consumers, and the public at large; and

WHEREAS, An incentive for returning and recycling discarded bottles serves to educate the public to the need of preserving natural areas and resources;

NOW, THEREFORE, BE IT RESOLVED, That the House of Representatives authorizes and requests that the Legislative Council conduct a study to consider the feasibility of passing legislation to prohibit the sale of beer, other malt beverage, or any nonalcoholic beverage in cans or glass containers which do not have a refund value of at least five cents for each such container; and

BE IT FURTHER RESOLVED, That the House of Representatives requests that the Legislative Council make a report of its findings and recommendations to the next Regular Session of the Legislature.

Mr. Brown moved adoption of the resolution.

Mr. Wolf moved adoption of the following amendment to the resolution:

On page 1, line 16 after "Legislative Council" insert "Subcommittee on Ecology"

Mr. Wolf spoke in favor of the amendment, and Mr. Moon spoke against it.

The amendment by Mr. Wolf was adopted on a rising vote.

The Speaker stated the question before the House to be House Resolution No. 72-70 as amended by Mr. Wolf.

The resolution was adopted.

HOUSE RESOLUTION NO. 72-55 by Representatives Benitz, Gladder and Richardson:

WHEREAS, No statewide standards exist to provide guidance for school administrators, school boards, student editors, student staff members and others connected with the publication of a wide variety of student body publications, produced on, for, and by students on the campuses of the state's colleges, universities, community colleges, and high schools; and

WHEREAS, In the absence of standards, many conflicting local opinions of rights and privileges in the field of student newspapers have led to great variations in the caliber and character of school publications, causing confusion and concern on the parts of students, taxpayers, school and public officials in many communities; and

WHEREAS, Funds allotted by this legislature are used for or applied to the publication of many of the student body publications on our state's campuses, consideration of this matter by the legislature is both a fiscal and general concern;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, that the Joint Committee on Higher

Education, with the assistance and cooperation of the Joint Committee on Education, the Council on Higher Education and the Legislative Council, undertake a comprehensive study of the student newspapers published on the campuses of state colleges, universities, community colleges and high schools within this state for the purpose of promulgating recommendations to the next regular legislative session relating to: (a) The establishment of a faculty/student editorial advisory committee for each student body publication, recommending its duties and composition; (b) the establishment of appropriate standards relating to the qualifications for the post of editor, staff members of student body publications and recommendations for the standardization of the process by which persons are selected to serve in these capacities; and (c) the establishment of guidelines under which editorial advisory committees can measure the appropriateness of the content of advertising and editorial matter in their respective student newspapers; and

BE IT FURTHER RESOLVED, That this study shall include a report summarizing data connected with the financial operations of a representative sampling of student body publications within the state indicating: (a) The direct expenditure of tax moneys connected with their publications; (b) the indirect cost in tax dollars connected with their publications, such as space allotted, heat, light and power, faculty assistance, and other measurable indirect costs; and (c) the amount and sources of other revenue received by these publications and the disposition of any remaining surpluses after expenses are met; and

BE IT FURTHER RESOLVED, That the results of this study be delivered to the House of Representatives by the Joint Committee on Higher Education no later than January 5, 1973.

Mr. Benitz moved adoption of the resolution.

Mr. Hoggins moved adoption of the following amendments to the resolution:

On line 2, after "administrators" strike "school boards"

On line 5, strike "and high schools"

On line 15, after "of" strike "Joint Committee on Education"

On lines 17 and 18, after "and" strike "high schools"

Representatives Hoggins and Benitz spoke in favor of the amendments.

The amendments were adopted.

The Speaker stated the question before the House to be House Resolution No. 72-55 as amended by Mr. Hoggins.

Representatives Kiskaddon, Bluechel and Douthwaite spoke against the resolution.

Mr. Bledsoe demanded the previous question and the

demand was sustained.

Mr. Benitz closed debate, speaking in favor of the resolution.

Mr. Hatfield demanded an electric roll call, and the demand was sustained.

#### ROLL CALL

The Clerk called the roll on the final passage of House Floor Resolution No. 72-55 as amended by Mr. Hoggins, the the resolution was not adopted by the following vote: Yeas, 38; nays, 56; not voting, 5.

Voting yea: Representatives Amen, Backstrom, Barden, Beck, Benitz, Berentson, Bozarth, Conway, Costanti, Curtis, Eikenberry, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hatfield, Hubbard, Hurley, Jueling, Kirk, Kopet, Kuehne, May, Morrison, Newhouse, North, Pardini, Paris, Polk, Richardson, Schumaker, Shera, Smith, Spanton, Wanamaker, Wojahn, Wolf.

Voting nay: Representatives Adams, Anderson, Bagnariol, Bauer, Blair, Bluechel, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Copeland, Cunningham, Douthwaite, Farr, Gallagher, Grant, Hansey, Haussler, Hoggins, Jastad, Johnson, Julin, Kilbury, King, Kiskaddon, Knowles, Kraabel, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, McCormick, McDermott, Mentor, Merrill, Moon, O'Brien, Perry, Rabel, Randall, Rosellini, Savage, Sawyer, Shinpoch, Smythe, Thompson, Van Dyk, Zimmerman, Mr. Speaker.

Not voting: Representatives Bledsoe, Bottiger, Jones, Ross, Williams.

HOUSE RESOLUTION NO. 72-78 by Representatives Luders and Kopet:

WHEREAS, The people of the State of Washington have expressed concern for increased governmental economy and increased environmental conservation; and

WHEREAS, Decentralized purchasing of school buses by individual school districts has produced apparent uneconomical results; and

WHEREAS, Engrossed Substitute House Bill No. 112 has authorized a study of common school transportation concerned with promoting economies; and

WHEREAS, Propane-burning school buses may be purchased for the same factory price as gas-burning buses, and may result in less environmental pollution, decreased maintenance costs, and fuel tax exemptions for a fleet of three or more school buses as presently available (RCW 82.38.030);

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Legislative Budget Committee shall conduct a feasibility study on requiring all future school buses purchased to be propane-burning vehicles and shall report its findings, recommendations and conclusions to the Legislature prior to the next Regular Session of the Legislature.

BE IT FURTHER RESOLVED, That the Chief Clerk of the House of Representatives transmit a copy of this Resolution

to the Legislative Budget Committee, the Superintendent of Public Instruction, and the Legislative Transportation Committee.

On motion of Mr. Luders, the resolution was adopted.

MOTION

On motion of Mr. Morrison, the House recessed until 2:00 p.m.

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AFTERNOON SESSION  
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The House was called to order at 2:00 p.m. by the Speaker (Mr. Morrison presiding). The Clerk called the roll and all members were present except Representative Williams, who was excused.

The Speaker resumed the Chair.

MESSAGES FROM THE SENATE

February 15, 1972

Mr. Speaker: The Senate has granted the request of the House for a conference on ENGROSSED SENATE BILL NO. 27, and the President has appointed as members of the conference committee thereon: Senators Gissberg, Andersen and Dore.

Sidney R. Snyder, Secretary.

February 17, 1972

Mr. Speaker: The Senate has granted the request of the House for a conference on REENGROSSED SENATE BILL NO. 92, and the President has appointed as members of the conference committee: Senators Greive, Guess and Gardner.

Sidney R. Snyder, Secretary.

February 17, 1972

Mr. Speaker: The Senate has adopted the report of the Conference Committee on SENATE BILL NO. 173, and has granted said committee the powers of Free Conference.

Sidney R. Snyder, Secretary.

February 17, 1972

Mr. Speaker: The Senate refuses to recede from its amendments to ENGROSSED HOUSE BILL NO. 177, and asks the House for a conference thereon, and the President has appointed as members of the conference committee: Senators Woodall, Francis and Knoblauch.

Sidney R. Snyder, Secretary.

MOTION

On motion of Mr. Morrison, the House granted the request of the Senate for a conference on Engrossed House Bill No. 177.

APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed Representatives Eikenberry, Ross and Knowles as members of the conference committee on Engrossed House Bill No. 177.

MESSAGES FROM THE SENATE

February 17, 1972

Mr. Speaker: The Senate refuses to recede from its amendments to SUBSTITUTE HOUSE BILL NO. 413 and asks the House for a conference thereon, and the President has appointed as members of said conference committee: Senators Odegaard, Metcalf and Francis.

Sidney R. Snyder, Secretary.

MOTION

On motion of Mr. Morrison, the House granted the request of the Senate for a conference on Substitute House Bill No. 413.

APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed Representatives Hoggins, Hatfield and Randall as members of the conference committee on Substitute House Bill No. 413.

MESSAGES FROM THE SENATE

February 17, 1972

Mr. Speaker: The Senate refuses to recede from its amendment to page 5, section 1, line 1, to SUBSTITUTE HOUSE BILL NO. 411, and asks the House for a conference thereon, and the President has appointed as members of the conference committee: Senators Walgren, Woodall and Stortini.

Bill Gleason, Assistant Secretary.

MOTION

On motion of Mr. Bledsce, the House granted the request of the Senate for a conference on Substitute House Bill No. 411.

APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed Representatives Curtis, Jones and Litchman as members of the conference committee on Substitute House Bill No. 411.

## MESSAGES FROM THE SENATE

February 17, 1972

Mr. Speaker: The Senate has adopted the report of the Conference Committee on SUBSTITUTE HOUSE BILL NO. 29, and has granted said committee the powers of Free Conference, and the report of the Conference Committee is herewith transmitted.

Sidney R. Snyder, Secretary.

## REPORT OF CONFERENCE COMMITTEE

February 16, 1972

Mr. Speaker:  
Mr. President:

We, of your Conference Committee, to whom was referred SUBSTITUTE HOUSE BILL NO. 29, transferring administration of all-terrain vehicle law from department of motor vehicles to interagency committee, have had the same under consideration, and we report that we are unable to agree and respectfully request the powers of Free Conference and that the committee be granted the power to consider the following items:

Items at issue between the Senate and House:

1. Senate Amendment changing the supervising authority and the authority to distribute funds from the IAC to the Department of Natural Resources.

(a) Page 5, section 4, line 17, all-terrain vehicle account, which account is hereby established as an account in the general fund.

(b) Page 8, section 9(2), line 29, which shall be deposited in the all-terrain vehicle account

(c) Page 11, section 11(2), all references to all-terrain vehicle account and department of natural resources

(d) Page 14, section 15, on lines 7, 8 and 9, all-terrain vehicle account of the general fund to be administered by the department of natural resources and on line 16, department of natural resources

(e) Page 15, NEW SECTION. Sec. 18. References to the department of natural resources

2. All of sections 22 and 26 which are the snowmobile amendments added to SHB 29 (from SB 270). Representative Spanton is concerned with new section 22 and references to RCW 46.10.070 found at the end of page 16.

New proposed items within the scope and object of the original bill:

1. The title should be changed to include the snowmobile sections, if they are to be included in the act.

2. Page 3, section 3, the word "private" should precede "forestry." This has been recommended by Don Lee Fraser. The all-terrain vehicle account would lose over \$100,000 a year in gas tax moneys if public vehicles were to be excluded from the act.

3. Page 15, section 19, after the word "all" the year "1971" should be included.

4. Page 16, section 21, references to 55% should be

deleted, since they are no longer germane to the proposed act.

Signed by Senators Wilson, Ridder and Murray; Representatives Zimmerman, Spanton and Bradley.

MOTION

On motion of Mr. Bledsoe, the report of the Conference Committee on Substitute House Bill No. 29 was adopted and the committee was granted the powers of Free Conference.

MESSAGES FROM THE SENATE

February 17, 1972  
Mr. Speaker: The Senate has adopted the report of the Conference Committee on SUBSTITUTE HOUSE BILL NO. 413, and has granted said committee the powers of Free Conference, and said conference committee report is herewith transmitted.

Sidney R. Snyder, Secretary.

REPORT OF CONFERENCE COMMITTEE

February 17, 1972

Mr. President:

Mr. Speaker:

We, of your Conference Committee, to whom was referred SUBSTITUTE HOUSE BILL NO. 413, authorizing school districts to purchase insurance or otherwise hold harmless directors from actions arising out of the performance or failure of performance of their duties, have had the same under consideration, and we report that we are unable to agree and respectfully request the powers of Free Conference.

Items at issue between the House and Senate:

- a. The language of SHB 413 is very broad and purportedly would authorize the defense and indemnification of school directors in the case of both civil (including over-expenditures of the budget) and criminal actions. The Senate Amendment seeks to limit the breadth of the original bill and it may itself be overly broad in scope. It provides for defense in the case of intentional acts but exempts from indemnification judgment for such acts. In addition, it is not clear whether the language has the effect of only excluding liability for criminal actions and breaches of statute imposing liability on the director personally or whether it may be broader in scope.
- b. Compromise language needs to be proposed.
- c. Accept the amendment of Senator Metcalf.

New Items within the scope and title of the bill approved by one house:

Add the provisions of SHB 318 and HB 191 as amended by the Senate Education Committee.

SHB 318 passed the House by a vote of 95-3 and HB 191 was approved by the House 91-4. Both of these bills were reported approved by the

standing committee in the Senate. Their status is Rules 2 in the Senate.

Signed by Senators Francis, Odegaard and Metcalf; Representatives Hoggins, Hatfield and Randall.

#### MOTION

On motion of Mr. Bledsoe, the report of the Conference Committee on Substitute House Bill No. 413 was adopted and the committee was granted the powers of Free Conference.

#### MESSAGES FROM THE SENATE

February 17, 1972

Mr. Speaker: The Senate has adopted the report of the Conference Committee on ENGROSSED HOUSE BILL NO. 221, and has granted said committee the powers of Free Conference.

Sidney R. Snyder, Secretary.

#### REPORT OF CONFERENCE COMMITTEE

February 17, 1972

Mr. Speaker:

Mr. President:

We, of your Conference Committee, to whom was referred ENGROSSED HOUSE BILL NO. 221, clarifying provisions relative to motor fuel tax exemption, have had the same under consideration, and we report that we are unable to agree and respectfully request the powers of Free Conference.

Reasons for requesting powers of Free Conference:

1. The Senate Committee Amendments require that one word be amended to make the references to time periods consistent.
2. There are no substantive disagreements among the conferees.

Signed by Senators Washington, Huntley and Henry; Representatives Wanamaker, Gallagher and Gilleland.

#### MOTION

On motion of Mr. Bledsoe, the report of the Conference Committee on Engrossed House Bill No. 221 was adopted, and the committee was granted the powers of Free Conference.

#### MESSAGES FROM THE SENATE

February 17, 1972

Mr. Speaker: The Senate has adopted the report of the Conference Committee on ENGROSSED HOUSE BILL NO. 143, and has granted said committee the powers of Free Conference, and said conference committee report is herewith transmitted.

Sidney R. Snyder, Secretary.

REPORT OF CONFERENCE COMMITTEE

February 17, 1972

Mr. President:

Mr. Speaker:

We, of your Conference Committee, to whom was referred ENGROSSED HOUSE BILL NO. 143, providing for the rights of married persons, have had the same under consideration, and we report that we cannot agree concerning the disposition thereof and request the powers of Free Conference.

The matters of difference are:

- (1) Senate amendment to section 3, on page 2, at line 31. Senate version accepted at conference.
- (2) Senate amendment to section 3, on page 12 adding new subsection (6) permitting the purchase or sale of real estate of a community property business by one spouse only. This power should be granted only to persons dealing in real estate as a part of their business.

New proposed items within the scope and object of the title of the bill in conference are:

- (1) Subsection (6) to section 3, as adopted by the Senate should be redrafted as follows: "(6) Neither spouse shall acquire, purchase, sell, convey, or encumber the assets, including real estate, or the goodwill of a business where both spouses participate in its management without the consent of the other: PROVIDED, That where only one spouse participates in such management the participating spouse may, in the ordinary course of such business, acquire, purchase, sell, convey, or encumber the assets, including real estate, or the goodwill of the business without the consent of the nonparticipating spouse."

Signed by Senators Gissberg, Rasmussen and Twigg; Representatives Kuehnle, Julin and Wojahn.

MOTION

On motion of Mr. Bledsoe, the report of the Conference Committee on Engrossed House Bill No. 143 was adopted and the committee was granted the powers of Free Conference.

REPORT OF CONFERENCE COMMITTEE

February 17, 1972

Mr. Speaker:

Mr. President:

We, of your Conference Committee, to whom was referred ENGROSSED SENATE BILL NO. 27, relating to salaries of supreme court justices, court of appeals judges and superior court judges, have had the same under consideration, and we report that we are unable to agree and respectfully request the powers of Free Conference.

Items at issue between the House and Senate:

1. House amendment adding new section 4 which adds

full time justices of the peace to the bill and increases their salary from \$20,000 to \$24,000.

2. The three House amendments to the title adding new section 4 to the Senate bill.

New proposed items within scope and object of original bill:

Adding a new section 4 and making the necessary amendments to the title of the bill as set forth in the attached copy of the Free Conference Report which is attached hereto and made a part hereof. Your conferees have agreed that if granted the powers of Free Conference, they will file a Free Conference Report in the form of the Free Conference Report attached hereto. The effect of the report will be to raise the salaries of district court judges from \$20,000 to \$22,000. In all other respects Engrossed Senate Bill No. 27 will be and remain as passed by the Senate and amended previously by the House of Representatives.

Signed by Senators Gissberg, Andersen and Dore; Representatives Hubbard, Paris and Haussler.

#### MOTION

On motion of Mr. Bledsoe, the report of the Conference Committee on Engrossed Senate Bill No. 27 was adopted and the committee was granted the powers of Free Conference.

#### MESSAGES FROM THE SENATE

February 16, 1972  
Mr. Speaker: The Senate adheres to its position on its amendments to SUBSTITUTE HOUSE BILL NO. 14 and again asks the House to concur in the Senate amendments, and said bill, together with the amendments thereto, is herewith transmitted.

Sidney R. Snyder, Secretary.

#### MOTION

On motion of Mr. Bledsoe, the House insisted on its position regarding Substitute House Bill No. 14 and asked the Senate for a conference thereon.

#### APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed Representatives Rabel, Conway and Bottiger as members of the conference committee on Substitute House Bill No. 14.

#### MESSAGES FROM THE SENATE

February 16, 1972  
Mr. Speaker: The Senate insists on its position on the Senate amendments to ENGROSSED HOUSE BILL NO. 258, and again asks the House to concur therewith, and said bill, together with the Senate amendments thereto, is herewith transmitted.

Sidney R. Snyder, Secretary.

## MOTION

Mr. Bagnariol moved that the House do now concur in the Senate amendments to Engrossed House Bill No. 258.

Mr. Bagnariol spoke in favor of the motion.

Mr. Grant demanded an electric roll call and the demand was sustained.

Mr. Shera spoke against the motion to concur in the Senate amendments.

## ROLL CALL

The Clerk called the roll on the motion by Representative Bagnariol that the House do now concur in the Senate amendments to Engrossed House Bill No. 258, and the motion was lost by the following vote: Yeas, 41; nays, 57; not voting, 1.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Chatalas, Conner, Gallagher, Gladder, Grant, Haussler, Hurley, Johnson, Kilbury, King, Knowles, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, May, McCormick, Merrill, O'Brien, Perry, Randall, Rosellini, Savage, Sawyer, Shinpoch, Thompson.

Voting nay: Representatives Amen, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Charnley, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Garrett, Gilleland, Goldsworthy, Hansey, Hatfield, Hoggins, Hubbard, Jastad, Jones, Jueling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Maxie, McDermott, Mentor, Moon, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Richardson, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Van Dyk, Wanamaker, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representative Williams.

## MOTION

On motion of Mr. Bledsoe, the House insisted on its position regarding Engrossed House Bill No. 258 and asked the Senate for a conference thereon.

## APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed Representatives Curtis, Rabel and Bagnariol as members of the conference committee on Engrossed House Bill No. 258.

## REPORT OF CONFERENCE COMMITTEE

February 17, 1972

Mr. President:

Mr. Speaker:

We, of your Conference Committee, to whom was referred ENGROSSED SENATE BILL NO. 4, reducing camper excise tax to one percent, have had the same under

consideration, and we recommend that we be granted the powers of Free Conference for the following reason: Need an additional amendment which was inadvertently left out of the House version, which is necessary to make the reduction permanent.

Items at issue between House and Senate:

House amendment to Engrossed Senate Bill No. 4.

New proposed items within scope and object of original bill:

On page 1 of the printed amendment, after section 1, insert the following:

"Sec. 2. Section 56, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.410 are each amended to read as follows:

The rate and measure of tax imposed by this chapter for each calendar year shall be ((~~two~~)) one percent of the fair market value of the travel trailer or camper, as determined in the manner provided in this chapter: PROVIDED, That the calendar year shall be divided into twelve parts corresponding to the months of the calendar year and the excise tax upon a travel trailer or camper used for the first time in this state after the last day of any month shall only be levied for the remaining months of the calendar year including the month in which the travel trailer or camper is first used: PROVIDED FURTHER, That the minimum amount of tax payable shall be two dollars.

A travel trailer or camper shall be deemed used for the first time in this state when such vehicle was not previously licensed by this state for the year or any part thereof immediately preceding the year in which application for license is made."

On page 1 of the printed amendment to the title, line 3, after the quotation marks and before "amending" strike "and"

On page 1 of the printed amendment to the title, line 5, after "and RCW 82.50.030" and before the period insert: "and amending section 56, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.410"

Signed by Senators Guess, Rasmussen and Washington; Representatives Flanagan, Marzano and Polk.

#### MOTION

Mr. Bledsoe moved that the report of the Conference Committee on Engrossed Senate Bill No. 4 be adopted and the committee be granted the powers of Free Conference.

Mr. Flanagan spoke in favor of the motion, and the motion was carried.

#### REPORTS OF STANDING COMMITTEES

February 11, 1972

SENATE BILL NO. 32, Prime Sponsor: Senator Walgren, removing the expiration date of the local sales tax, reported by Committee on Revenue and Taxation.

MAJORITY recommendation: Do pass. Signed by Representatives Planagan, Chairman, Kiskaddon, Vice Chairman, Bledsoe, Bluechel, Ceccarelli, Eikenberry, Hatfield, Haussler, Kilbury, Marzano, Pardini.

MOTION

Mr. Haussler moved that the rules be suspended, Senate Bill No. 32 be advanced to second reading and read the second time.

Mr. Haussler spoke in favor of the motion.

POINT OF INQUIRY

Mr. Bledsoe yielded to question by Mr. Newhouse.

Mr. Newhouse: "Would you concur in this motion, Mr. Bledsoe?"

Mr. Bledsoe: "I would."

PARLIAMENTARY INQUIRY

Mr. Moon: "Is it the intent of the Speaker to hold any more Rules Committee meetings, or is this a method of by-passing the rules from here on out on selected bills that might be agreed upon?"

The Speaker: "I don't regard that as a point of parliamentary inquiry, Mr. Moon. We are treating this no differently than we have treated other reports of standing committees coming before us on the agenda. They go to the committees as indicated on the agenda unless some other motion is made. That is standard procedure."

The motion by Mr. Haussler was carried.

The bill was read the second time.

MOTION

On motion of Mr. Morrison, the House deferred consideration of Senate Bill No. 32, and the bill was ordered placed on today's second reading calendar.

REPORTS OF STANDING COMMITTEES

February 15, 1972

ENGROSSED SENATE BILL NO. 146, Prime Sponsor: Senator Walgren, creating a section of criminal identification within the Washington State Patrol, reported by Committee on Appropriations.

MAJORITY recommendation: Do pass with the following amendment:

On page 6, section 10, line 20 of the engrossed bill, after "made" strike everything down to and including

the period on line 25 of the engrossed bill, this being the last 7 lines of the Senate amendment to page 6. That the amendments by the Committee on State Government be adopted with the following amendment: Strike all of the amendment on page 6, section 10, line 22 of the engrossed bill by the House Committee on State Government and insert "as promptly as possible and before the prisoner is released on furlough. Upon receipt of furlough information pursuant to the provisions of this subsection the section shall notify the sheriff or director of public safety of the county to which the prisoner is being furloughed, the nearest attachment of the Washington state patrol in the county wherein the furloughed prisoner shall be residing and such other criminal justice agencies as the section may determine should be so notified."

Signed by Representatives Goldsworthy, Chairman, Kopet, Vice Chairman, Bottiger, Costanti, Curtis, Farr, Hoggins, Kirk, Marsh, Mentor, Merrill, Moon, Morrison, Paris, Polk, Rosellini, Savage, Shera, Smith, Wojahn, Zimmerman.

#### MOTIONS

On motion of Mr. Bledsoe, the rules were suspended, Engrossed Senate Bill No. 146 was advanced to second reading and read the second time.

On motion of Mr. Morrison, the House deferred consideration of Engrossed Senate Bill No. 146 and the bill was ordered placed on today's second reading calendar ahead of House Bill No. 114.

#### REPORTS OF STANDING COMMITTEES

February 15, 1972

ENGROSSED SECOND SUBSTITUTE SENATE BILL NO. 206, Prime Sponsor: Senator Durkan, relating to Washington State Teacher's Retirement system, reported by Committee on Financial Institutions and Insurance.

MAJORITY recommendation: Do pass with the following amendments:

On page 5, section 4, line 21, after "less than" strike "twenty-five" and insert "one hundred"

On page 6, section 5, line 1, after "and for" strike "three hundred sixty-four" and insert "ninety"

On page 6, section 5, line 3 after "eligible for" insert "retirement under RCW 41.32.480 and who is eligible for"

On page 7, section 5, line 2 after "system (a)" strike "a record of service credited" and insert "creditable service"

On page 7, section 5, line 10 after "actuarial reserve" strike everything down to and including "retirement system" on line 14

Signed by Representatives Backstrom, Bagnariol, Blair, Hoggins, Hubbard, King, Luders, Merrill, O'Brien.

To Committee on Appropriations.

February 15, 1972

ENGROSSED SUBSTITUTE SENATE BILL NO. 261, Prime Sponsor: Senator Mardesich, licensing journeymen plumbers, reported by Committee on Business and Professions.

MAJORITY recommendation: Do pass. Signed by Representatives Backstrom, Bagnariol, Ceccarelli, Gallagher, Gladder, Hatfield, Juelling, O'Brien, Perry, Polk, Wojahn.

#### MOTION

Mr. King moved that the rules be suspended and Engrossed Substitute Senate Bill No. 261 be advanced to second reading and placed on today's second reading calendar.

Mr. Grant demanded an electric roll call and the demand was sustained.

Mr. Curtis spoke against the motion, and Mr. King spoke in favor of it.

#### ROLL CALL

The Clerk called the roll on the motion by Mr. King to suspend the rules and advance Engrossed Substitute Senate Bill No. 261 to second reading and the motion was lost by the following vote: Yeas, 61; nays, 36; not voting, 2.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Bledsoe, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Copeland, Cunningham, Douthwaite, Gallagher, Grant, Haussler, Hoggins, Hurley, Jastad, Johnson, Kilbury, King, Kirk, Kiskaddon, Knowles, Kraabel, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, O'Brien, Perry, Rabel, Randall, Rosellini, Savage, Sawyer, Shinpoeh, Smythe, Thompson, Van Dyk, Wojahn, Zimmerman, Mr. Speaker.

Voting nay: Representatives Amen, Benitz, Berentson, Blair, Bluechel, Conway, Costanti, Curtis, Eikenberry, Farr, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Hubbard, Jones, Juelling, Julin, Kopet, Morrison, Newhouse, North, Pardini, Paris, Polk, Richardson, Ross, Schumaker, Shera, Smith, Spanton, Wanamaker, Wolf.

Not voting: Representatives Kuehnle, Williams.

Engrossed Substitute Senate Bill No. 261 was passed to Committee on Rules and Administration for second reading.

## STATEMENT FOR THE JOURNAL

I erred in my vote on the motion to advance Engrossed Substitute Senate Bill No. 261. I wish my vote to be recorded as a yes vote.

WILLIAM N. PARIS, 18th District.

## REPORTS OF STANDING COMMITTEES

February 15, 1972

ENGROSSED SUBSTITUTE SENATE BILL NO. 397, Prime Sponsor: Senator Dcnohue, providing for changes in the taxation of open lands, reported by Committee on Revenue and Taxation.

MAJORITY recommendation: Do pass. Signed by Representatives Planagan, Chairman, Benitz, Bledsoe, Eikenberry, Hatfield, Haussler, Hurley, Kilbury, Pardini, Randall.

## MOTIONS

On motion of Mr. Bledsoe, the rules were suspended, Engrossed Substitute Senate Bill No. 397 was advanced to second reading and read the second time.

On motion of Mr. Morrison, the House deferred consideration of Engrossed Substitute Senate Bill No. 397 and the bill was ordered placed on today's second reading calendar immediately following Engrossed Senate Bill No. 146.

The Speaker declared the House to be at ease.

The Speaker called the House to order.

## MOTION

On motion of Mr. Morrison, the House reverted to the fourth order of business.

## INTRODUCTION AND FIRST READING

HOUSE JOINT MEMORIAL NO. 6, by Representative Morrison:

Memorializing the Federal District Court to redistrict in accord with the proposals suggested by the legislature.

To Committee on Rules and Administration.

## MESSAGES FROM THE SENATE

February 17, 1972

Mr. Speaker: The Senate refuses to concur in the House amendments to SUBSTITUTE SENATE BILL NO. 355, and asks the

House for a conference thereon, and the President has appointed as members of the conference committee: Senators Washington, Henry and Guess.

Sidney R. Snyder, Secretary.

MOTION

On motion of Mr. Morrison, the House granted the request of the Senate for a conference on Substitute Senate Bill No. 355.

APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed Representatives Smythe, Berentson and Luders as members of the Conference Committee on Substitute Senate Bill No. 355.

MOTION

On motion of Mr. Morrison, the House advanced to the eighth order of business.

SECOND READING

ENGROSSED SENATE BILL NO. 146, by Senators Walgren, Twigg, Andersen and Odgaard (by Executive and Municipal Committee request):

Creating a section of criminal identification within the Washington state patrol.

Committee on State Government recommendation: Majority, do pass as amended. (For amendments, see Journal for thirty-seventh day, February 15, 1972.)

Committee on Appropriations recommendation: Majority, do pass as amended. (For amendments, see Reports of Standing Committees, today's Journal.)

(See Journal for thirty-fourth day, February 12, 1972, Introduction and First Reading, for previous action and amendments by Mr. Morrison.)

On motion of Mr. Bluechel, the amendments by the Committee on State Government were adopted.

On motion of Mr. Marsh, the amendments by the Committee on Appropriations were adopted.

Mr. Douthwaite moved adoption of the following amendment by Representatives Douthwaite and Lysen:

On page 4, section 7, line 11 after "section" strike "provided such person requests said destruction"

Representatives Douthwaite and Charette spoke in favor of the amendment, and Representatives Bottiger and Julin spoke against it.

## POINT OF INQUIRY

Mr. Julin yielded to question by Mr. Perry.

Mr. Perry: "I thought this bill should have gone to Judiciary Committee in the first place, and I'm not quite clear. We are setting up this statewide agency, and this statewide agency allegedly will handle all of these records and the disposition of criminal matters and other criminal identification matters. Now you say to me that they won't have the full records of the disposition of the cases, in your explanation for being opposed to this amendment. If we are going to set up a mechanism which is to mete out and handle expeditiously criminal matters, also to handle them judiciously, and then they don't have the information--what are we doing?"

Mr. Julin: "Representative Perry, perhaps my explanation wasn't the best, but the provision here is that certain records or evidence concerning a criminal charge can be expunged from this data processing file of information. There are cases where the initial information, such as the charge or the pendency of the action, has gotten into the system, but the final disposition as to whether or not a person has been acquitted or not is not available and it doesn't get to the system for some time and perhaps from the court involved for as much as two years, and they don't have any way of knowing except that they go and monitor and meter every particular charge that is filed, whether or not it has finally resulted in acquittal. So you place an unreasonable and almost intolerable administrative burden on them to do this. The way the bill is now, it simply says that the person who has the interest in having his record cleared can simply lodge the request and then it will be done. It seems to me that is quite an appropriate thing--the availability of having it expunged is available to him and he simply has to request it."

Mr. Perry spoke in favor of the amendment, and Mr. Douthwaite closed debate, speaking again in favor of the amendment.

The amendment was lost on a rising vote.

Mr. Douthwaite moved adoption of the following amendment by Representatives Douthwaite and Lysen:

On page 4, section 7, line 12 after "release" strike the period and add "records of arrest which do not terminate inconvictions or actions adverse to the individual, whether or not the person has a prior criminal record, shall be completely purged."

Mr. Douthwaite spoke in favor of the amendment.

## POINT OF INQUIRY

Mr. Julin yielded to question by Mr. Barden.

Mr. Barden: "Representative Julin, in your judgment, sir, does the phrase 'or actions adverse to the individual,' cover such situations as bail forfeitures, and would this then retain a record of the posting and forfeiture of bail? What I am concerned with is that a person could have a series of arrests on misdemeanors on which he would forfeit bail and unless this language would hold that a bail forfeiture would be an action adverse to him, then those arrests and bail forfeitures would be purged from the record, and I don't think they should be. I am not convinced that this phrase 'or actions adverse to the individual' applies to bail forfeitures."

Mr. Julin: "I certainly think, Representative Barden, that the language 'actions adverse to the individual' is broad enough in its terms that it could very well, and in my opinion it probably would, include bail forfeitures. It is very broad language--just about anything can be adverse."

Representatives Barden and Bottiger spoke against adoption of the amendment, and Representative Charette spoke in favor of it.

#### POINT OF ORDER

Mr. Bottiger: "Mr. Speaker, the subject of this bill is criminal identification--not credit card reporting."

The Speaker: "I do believe you are wandering rather far afield, Mr. Charette."

Mr. Charette concluded his remarks in favor of the amendment by Representatives Douthwaite and Lysen.

#### POINT OF ORDER

Mr. Barden: "Mr. Speaker, I would request that the Speaker have the Clerk read the language into which this amendment is being inserted, and I think the Speaker would have to conclude that it doesn't make any sense. I don't know if it is out of order, but it certainly doesn't say anything."

The Speaker: "You have to realize this is an amendment to the engrossed bill, and the engrossed bill has not been printed, so unless you have a copy of the engrossed bill, it wouldn't make any sense."

Mr. Barden: "I would submit it probably doesn't make any sense in the engrossed bill either, sir, because I don't believe that portion has been amended."

#### RULING BY THE SPEAKER

The Speaker: "I think your point is well taken that it does not make sense if that period is struck; however, I'm not sure that necessarily rules the amendment out of order. We often in the proofreading process correct

technical errors of that sort. I think it was intended to be a new sentence and in that context, it does make sense."

Mr. Wolf demanded an electric roll call and the demand was sustained.

Mr. Eikenberry spoke against adoption of the amendment.

#### POINT OF INQUIRY

Mr. Bottiger yielded to question by Mr. Newhouse.

Mr. Newhouse: "Mr. Bottiger, in reviewing this bill, I can see it is a very complex bill which we probably should not amend helter-skelter. Could you tell me--were you in on the development of this, and were these series of amendments submitted to the people who developed this bill?"

Mr. Bottiger: "I wish I could answer yes, but I simply don't know the answer to that question."

Mr. Perry spoke in favor of the amendment.

#### ADMONITION BY THE SPEAKER

The Speaker: "Mr. Perry, I am going to have to ask you to confine your remarks to the merits of this amendment also."

Mr. Merrill spoke against adoption of the amendment by Representatives Douthwaite and Lysen, and Mr. Litchman spoke in favor of it.

Mr. Beck demanded the previous question and the demand was not sustained.

Representatives Julin and Kraabel spoke against adoption of the amendment to Engrossed Senate Bill No. 146, and Mr. Ross spoke in favor of it.

#### POINT OF INQUIRY

Mr. Bottiger yielded to question by Mr. Bledsoe.

Mr. Bledsoe: "Two questions: First, have you read the amendment enough to be familiar with its implications?"

Mr. Bottiger: "Yes, I've read the amendment."

Mr. Bledsoe: "Then let me ask you this next question. May the information included in this matter of records of arrests which are before us be revealed to anyone other than the police officers?"

Mr. Bottiger: "Mr. Bledsoe, as I understand the amendment adopted by the committee and previously adopted on the floor of this House it may not be. I notice there is another amendment that says the same thing again."

Mr. Douthwaite closed debate, speaking in favor of the amendment.

## ROLL CALL

The Clerk called the roll on the adoption of the amendment by Representatives Douthwaite and Lysen to Engrossed Senate Bill No. 146, and the amendment was lost by the following vote: Yeas, 31; nays, 67; not voting, 1.

Voting yea: Representatives Anderson, Bagnariol, Barden, Bauer, Bradley, Ceccarelli, Charette, Charnley, Chatalas, Douthwaite, Grant, Johnson, Kilbury, King, Kiskaddon, Knowles, Litchman, Lysen, Marsh, Maxie, McDermott, Moon, O'Brien, Perry, Rabel, Randall, Ross, Savage, Shinpoch, Thompson, Van Dyk.

Voting nay: Representatives Adams, Amen, Backstrom, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Brouillet, Brown, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Jones, Juelling, Julin, Kirk, Kopet, Kraabel, Kuehnle, Luders, Martinis, Marzano, May, McCormick, Mentor, Merrill, Morrison, Newhouse, North, Pardini, Paris, Polk, Richardson, Rosellini, Sawyer, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representative Williams.

The Clerk read the following amendment by Mr. Douthwaite:

On page 6, section 9, line 2 strike all of the remainder of the sentence, beginning with "and" and insert "until they are destroyed pursuant to section 7(1)."

With the consent of the House, Mr. Douthwaite withdrew the amendment.

Mr. McDermott moved adoption of the following amendment:

On page 8, section 13, line 2 strike all of the language beginning with "the" and ending with "agency" on line 3 and insert "a statute or ordinance"

Mr. McDermott spoke in favor of the amendment, and Mr. Julin spoke against it.

Mr. Wolf demanded an electric roll call and the demand was sustained.

Mr. Eikenberry spoke against adoption of the amendment.

## PARLIAMENTARY INQUIRY

Mr. Farr: "Mr. Speaker, I would like to understand exactly where this amendment fits in. Could you have the Clerk start, perhaps on section 13(3) and read, and

indicate where this inserts? I diligently tried to figure it out, but I don't know what we are doing."

The Speaker: "If the amendment is adopted the section will read as follows: 'Whenever any person is an applicant for appointment to any position or is an applicant for employment or is an applicant for a license to be issued by any governmental agency, and the statute or ordinance requires that the applicant be of good moral character or not have been convicted of a crime, or is an applicant for appointment to or employment with a criminal justice agency, the applicant may request any law enforcement agency to make an impression of his fingerprints to be submitted to the section.'"

#### MOTION

Mr. Lysen moved that Engrossed Senate Bill No. 146 be referred to the Committee on Judiciary.

Mr. Lysen spoke in favor of the amendment.

Mr. Wolf demanded an electric roll call and the demand was sustained.

Representatives Julin and Bledsoe spoke against the motion.

#### POINT OF INQUIRY

Mr. Goldsworthy yielded to question by Mr. Merrill.

Mr. Merrill: "This is just to clear up one question. Did you, or did you not, call a regular meeting, published in our daily paper, calling a meeting on this particular committee?"

Mr. Goldsworthy: "Yes, we had a scheduled meeting--scheduled in our bulletin. I don't know if the record would show it, but we had 20--some people there."

Mr. Ross spoke in favor of the motion.

#### ROLL CALL

The Clerk call the roll on the motion by Mr. Lysen to rerefer Engrossed Senate Bill No. 146 to Committee on Judiciary and the motion was lost by the following vote: Yeas, 14; nays, 83; not voting, 2.

Voting yea: Representatives Bradley, Ceccarelli, Charnley, Douthwaite, Johnson, King, Knowles, Litchman, Lysen, Maxie, Perry, Ross, Savage, Shinpoch.

Voting nay: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Brouillet, Brown, Charette, Chatalas, Conner, Conway, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley,

Jastad, Jones, Juelling, Julin, Kilbury, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, Luders, Marsh, Martinis, Marzano, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Polk, Rabel, Randall, Richardson, Rosellini, Sawyer, Schumaker, Shera, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Copeland, Williams.

The Speaker stated the question before the House to be the amendment by Mr. McDermott to page 8, section 13 of Engrossed Senate Bill No. 146.

#### ROLL CALL

The Clerk called the roll on adoption of the amendment by Representative McDermott to Engrossed Senate Bill No. 146 and the amendment was lost by the following vote: Yeas, 24; nays, 72; not voting, 3.

Voting yea: Representatives Brouillet, Ceccarelli, Charette, Charnley, Douthwaite, Grant, Haussler, Johnson, Kilbury, King, Lysen, Marzano, Maxie, McDermott, Moon, Perry, Rabel, Rosellini, Ross, Savage, Sawyer, Shipoch, Thompson, Van Dyk.

Voting nay: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brown, Conner, Conway, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Hoggins, Hubbard, Hurley, Jastad, Jones, Juelling, Julin, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Marsh, Martinis, May, McCormick, Mentor, Merrill, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Polk, Randall, Richardson, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Chatalas, Copeland, Williams.

Mr. McDermott moved adoption of the following amendment to Engrossed Senate Bill No. 146:

On page 10, section 19, line 12 strike lines 12 through 27 and insert "In appointing the nine members of the council, the governor shall offer such representatives from the general public, state and local government, and the criminal justice community, as may be expected to express fairly and vigorously the various interests involved."

Mr. McDermott spoke in favor of the amendment, and Mr. Julin spoke against it.

The amendment was not adopted.

Mr. Ross moved adoption of the following amendment:

On page 11, after section 22 insert a new section as follows:

"NEW SECTION. Sec. 23. Any person who wilfully

requests, obtains or seeks to obtain criminal offender record information under false pretenses, or who wilfully communicates or seeks to communicate criminal offender record information to any agency or person except in accordance with this act, or any member, officer, employee or agent of the section, the council or any participating agency, who wilfully falsifies criminal offender record information, or any records relating thereto, shall for each such offense be fined not more than five thousand dollars, or imprisoned not more than one year or both."

Renumber the remaining sections consecutively.

Mr. Ross spoke in favor of the amendment.

Mr. Wolf demanded an electric roll call and the demand was sustained.

Representatives Julin and Blair spoke in favor of the amendment by Mr. Ross.

#### ROLL CALL

The Clerk called the roll on adoption of the amendment by Mr. Ross to Engrossed Senate Bill No. 146, and the amendment was adopted by the following vote: Yeas, 93; nays, 1; not voting, 5.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Conway, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representative Conner.

Not voting: Representatives Chatalas, Copeland, Grant, Kuehnle, Williams.

Mr. Douthwaite moved adoption of the following amendment:

On page 11, after section 23, now renumbered to be section 24 insert a new section as follows:

"NEW SECTION. Sec. 25. Stale records shall be destroyed in a manner to be prescribed by the chief."

Renumber the remaining sections consecutively.

Representatives Douthwaite and Julin spoke in favor of the amendment.

Mr. Bottiger demanded the previous question and the demand was sustained.

The amendment by Mr. Douthwaite to Engrossed Senate Bill No. 146 was adopted.

The Speaker stated that an amendment to the bill was being printed and distributed.

#### MESSAGES FROM THE SENATE

February 17, 1972  
Mr. Speaker: The Senate refuses to recede from its amendments to SUBSTITUTE HOUSE BILL NO. 323 and asks the House for a conference thereon, and the President has appointed as members of said conference committee: Senators Odegaard, Twigg and Mardesich.

Sidney R. Snyder, Secretary

#### MOTION

On motion of Mr. Morrison, the House granted the request of the Senate for a conference on Substitute House Bill No. 323.

#### APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed Representatives Cunningham, Kraabel and Brouillet as members of the conference committee on Substitute House Bill No. 323.

#### SECOND READING

ENGROSSED SENATE BILL NO. 146, by Senators Walgren, Twigg, Andersen and Odegaard (by Executive and Municipal Committee request):

Creating a section of criminal identification within the Washington State Patrol.

The House resumed consideration of Engrossed Senate Bill No. 146 on second reading.

Mr. Grant moved adoption of the following amendment:

On page 11, after section 25, insert the following:  
"NEW SECTION. Sec. 26. Section 43.43.060, chapter 8, Laws of 1965 and RCW 43.43.060 are each repealed."

Mr. Grant spoke in favor of the amendment.

#### POINT OF ORDER

Mr. Bottiger: "Mr. Speaker, in view of Reed's Rule No. 112, I raise the point of order on scope and object of the bill."

## RULING BY THE SPEAKER

The Speaker: "The act before us contains a tremendous amount of matters of duties of the Chief of the Washington State Patrol, dealing with administration and records. The section sought to be repealed is a duty of the Chief of the Washington State Patrol with regard to personnel under his jurisdiction, and the amendment is in order."

Representative Grant concluded his remarks in favor of the amendment, and Representatives Bledsoe, Beck and Charette spoke against adoption of the amendment.

Mr. Wolf demanded an electric roll call and the demand was sustained.

Mr. Bottiger demanded the previous question and the demand was sustained.

Mr. Grant closed debate, speaking in favor of the amendment.

## ROLL CALL

The Clerk called the roll on the adoption of the amendment by Representative Grant to Engrossed Senate Bill No. 146, and the amendment was lost by the following vote: Yeas, 14; nays, 79; not voting, 6.

Voting yea: Representatives Brouillet, Charnley, Douthwaite, Grant, Johnson, Kilbury, King, Lysen, Maxie, May, Moon, Ross, Savage, Shinpoch.

Voting nay: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brown, Ceccarelli, Charette, Chatalas, Conner, Conway, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Haussler, Hoggins, Hubbard, Hurley, Jastad, Jones, Juelling, Julin, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Marsh, Martinis, McCormick, McDermott, Mentor, Merrill, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Polk, Rabel, Randall, Richardson, Rosellini, Sawyer, Schumaker, Shera, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Copeland, Hatfield, Kuehnle, Marzano, Perry, Williams.

## MOTION

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 146 as amended by the House, was placed on final passage.

## POINT OF INQUIRY

Mr. Julin yielded to question by Mr. Rabel.

Mr. Rabel: "Representative Julin, one of the things that concerns me is that information that is taken into our state system is then fed into the federal system and if certain restrictions or provisions are not made, it could be detrimental to an individual some time in the future. My question is this: If information on an individual is removed from the state's criminal identification system, will that information also be removed from the federal criminal identification system?"

Mr. Julin: "The answer to that question, Mr. Rabel, is yes. I have conferred with representatives from the State Patrol, the Sheriff's Association, the police chiefs, and on the basis of that I can assure you that the answer is unequivocally yes."

Representatives Rabel and Charette spoke in favor of the bill, and Representative Douthwaite spoke against it.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 146 as amended by the House, and the bill passed the House by the following vote: Yeas, 88; nays, 10; not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Marsh, Martinis, Marzano, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Polk, Rabel, Randall, Richardson, Rosellini, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Charnley, Chatalas, Douthwaite, Grant, Julin, Lysen, Maxie, Perry, Ross, Savage.

Not voting: Representative Williams.

Engrossed Senate Bill No. 146 as amended by the House, 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 Mr. Morrison, Engrossed Senate Bill No. 146 as amended by the House, was ordered transmitted immediately to the Senate.

## STATEMENT FOR THE JOURNAL

I voted "No" on final passage of Engrossed Senate Bill No. 146 so that I would be eligible for a conference committee if one is required.

AXEL C. JULIN, 41st District.

The Speaker declared the House to be at ease.  
The Speaker called the House to order.

## REPORT OF CONFERENCE COMMITTEE

February 17, 1972

Mr. Speaker:

Mr. President:

We, of you Conference Committee, to whom was referred SUBSTITUTE SENATE BILL NO. 355, limiting the variances in the total allocation factor in regard to disbursement of motor vehicle revenues, have had the same under consideration, and we report that we are unable to agree and respectfully request the powers of Free Conference.

Item at issue between the House and Senate:

The matter directly at issue is the House amendment by Representative Smythe on page 6, line 26.

New Items: The attached amendment.

Signed by Senators Henry, Washington and Guess; Representatives Smythe, Berentson and Luders.

## MOTION

On motion of Mr. Morrison, the report of the Conference Committee on Substitute Senate Bill No. 355 was adopted and the committee was granted the powers of Free Conference.

## MESSAGES FROM THE SENATE

February 17, 1972

Mr. Speaker: The President has signed:

SENATE BILL NO. 163,

SENATE BILL NO. 232,

SUBSTITUTE SENATE BILL NO. 438,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

## SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:

SENATE BILL NO. 163,

SENATE BILL NO. 232,

SUBSTITUTE SENATE BILL NO. 438.

## MESSAGES FROM THE SENATE

February 17, 1972

Mr. Speaker: The Senate has adopted the report of the Conference Committee on ENGROSSED SENATE BILL No. 4, and

has granted said committee the powers of Free Conference.  
Bill Gleason, Assistant Secretary.

February 17, 1972  
Mr. Speaker: The Senate has adopted the report of the Conference Committee on ENGROSSED SENATE BILL NO. 27, and has granted said committee the powers of Free Conference.  
Sidney R. Snyder, Secretary.

February 17, 1972  
Mr. Speaker: The Senate has adopted the report of the Conference Committee on ENGROSSED SUBSTITUTE HOUSE BILL NO. 411, and has granted said committee the powers of Free Conference, and said report is herewith transmitted.  
Sidney R. Snyder, Secretary.

REPORT OF CONFERENCE COMMITTEE

February 17, 1972

Mr. President:  
Mr. Speaker:

We, of your Conference Committee, to whom was referred ENGROSSED SUBSTITUTE HOUSE BILL NO. 411, an act relating to gambling, have had the same under consideration, and we report that we are unable to agree and respectfully request the powers of Free Conference.

Items at issue between House and Senate:

Senate amendment on page 5, section 1, line 1.

House version accepted at conference with addition of clarifying language exempting agricultural fairs.

New proposed items within scope and object of original bill:

On page 5, line 1 after "year," add "and except in the case of any agricultural fair as authorized under chapter 15.76 and 36.37 RCW,"

Signed by Senators Woodall, Stortini and Walgren; Representatives Curtis, Jones and Litchman.

MOTION

On motion of Mr. Morrison, the report of the Conference Committee on Engrossed Substitute House Bill No. 411 was adopted and the committee was granted the powers of Free Conference.

REPORT OF CONFERENCE COMMITTEE

February 17, 1972

Mr. Speaker:  
Mr. President:

We, of your Conference Committee, to whom was referred REENGROSSED SENATE BILL NO. 92, providing for a regional economic development authority, have had the same under consideration, and we report that we are unable to agree and respectfully request the powers of Free Conference.

Items at issue between House and Senate:

Disagree with amendment to Reengrossed Senate Bill No. 92 by the House, adding new section 2, and to

all references pertaining to powers of director of Department of Commerce and references to powers and activities of "council." Remainder of the House amendments not at issue.

New proposed items within scope and object of original bill:

Recommend inclusion of new section 2 which establishes an authority composed of 11 members of which 2 are ex officio. To enumerate powers of the authority it was necessary to add a new section 3 pertaining to filling of vacancies, a new section 4 dealing with conflicts of interest with public officials, and a new section 5 spelling out the specific powers and duties of the authority.

Signed by Senators Greive, Guess and Gardner; Representatives Bluechel and Pardini.

#### MOTION

On motion of Mr. Morrison, the report of the Conference Committee on Reengrossed Senate Bill No. 92 was adopted and the committee was granted the powers of Free Conference.

#### MOTION

On motion of Mr. Morrison, the House adjourned until 9:00 a.m. Friday, February 18, 1972.

THOMAS A. SWAYZE, JR., Speaker.  
MALCOLM McBEATH, Chief Clerk.

FORTIETH DAY

-----  
 MORNING SESSION  
 -----

House Chamber, Olympia, Wash., Friday, February 18, 1972.

The House was called to order at 9:00 a.m. by the Speaker. The Clerk called the roll and all members were present.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by Dr. R. Franklin Thompson, President of the University of Puget Sound.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

MESSAGES FROM THE SENATE

February 17, 1972

Mr. Speaker: The Senate has passed:  
 ENGROSSED SENATE BILL NO. 427,  
 and the same is herewith transmitted.  
 Bill Gleason, Assistant Secretary.

February 18, 1972

Mr. Speaker: The Senate has adopted the report of the Conference Committee on REENGROSSED SENATE BILL NO. 92, and has granted said committee the powers of free conference.  
 Sidney R. Snyder, Secretary.

February 17, 1972

Mr. Speaker: The Senate has adopted the report of the Conference Committee on HOUSE BILL NO. 289 and has granted said committee the powers of Free Conference and said conference report is herewith transmitted.  
 Sidney R. Snyder, Secretary.

REPORT OF CONFERENCE COMMITTEE

February 17, 1972

Mr. President:  
 Mr. Speaker:

We, of your Conference Committee, to whom was referred HOUSE BILL NO. 289, defining dognapping as a crime and prescribing penalties therefor, have had the same under consideration, and we report that we are unable to agree and respectfully request the powers of Free Conference.

The items at issue are the Senate amendments to page 1, beginning on line 16, strike all the matter down through "removed." on line 21 and the amendment on page 1, section 1, line 16, add a new section as follows:

"NEW SECTION. Sec. 2. There is added to chapter 19.60 RCW a new section to read as follows:

Whenever the owner of stolen goods locates said stolen goods in the possession of a pawnbroker or secondhand dealer, and is forced to bring an action for replevin to recover possession thereof, the owner shall be entitled to reasonable attorney fees and costs in connection with said replevin action."

Signed by Senators Talley and Foley; Representatives Hatfield, Jueling and Jastad.

#### MOTION

On motion of Mr. Bledsoe, the report of the Conference Committee on House Bill No. 289 was adopted and the committee was granted the powers of Free Conference.

#### SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:

SUBSTITUTE HOUSE BILL NO. 47,  
HOUSE BILL NO. 79,  
HOUSE BILL NO. 98,  
HOUSE BILL NO. 159,  
HOUSE BILL NO. 194,  
HOUSE BILL NO. 228,  
HOUSE BILL NO. 240,  
HOUSE BILL NO. 257,  
SUBSTITUTE HOUSE BILL NO. 417,  
HOUSE BILL NO. 469,  
HOUSE BILL NO. 482,  
HOUSE BILL NO. 521.

The Speaker declared the House to be at ease.

The Speaker called the House to order.

#### MESSAGES FROM THE SENATE

February 17, 1972

Mr. Speaker: The Senate has adopted the report of the Free Conference Committee on SUBSTITUTE HOUSE BILL NO. 29, and has passed the bill as amended by the Free Conference Committee, and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

#### REPORT OF FREE CONFERENCE COMMITTEE

February 17, 1972

Mr. Speaker:

Mr. President:

We of your Free Conference Committee, to whom was referred SUBSTITUTE HOUSE BILL NO. 29, transferring administration of all-terrain vehicle law from department of motor vehicles to interagency committee, have had the same under consideration, and we recommend that the following bill be substituted therefor, and that the substitute bill do pass.

AN ACT Relating to outdoor recreation; amending section 2, chapter 216, Laws of 1967 as amended by section 2, chapter 24, Laws of 1969 ex. sess. and RCW 4.24.210; amending section 8, chapter 76, Laws of 1970 ex.

sess. as amended by section 2, chapter 47, Laws of 1971 ex. sess. and RCW 67.32.080; amending section 6, chapter 47, Laws of 1971 ex. sess. and RCW 46.09.010; amending section 7, chapter 47, Laws of 1971 ex. sess. and RCW 46.09.020; amending section 8, chapter 47, Laws of 1971 ex. sess. and RCW 46.09.030; amending section 9, chapter 47, Laws of 1971 ex. sess. and RCW 46.09.040; amending section 10, chapter 47, Laws of 1971 ex. sess. and RCW 46.09.050; amending section 11, chapter 47, Laws of 1971 ex. sess. and RCW 46.09.060; amending section 12, chapter 47, Laws of 1971 ex. sess. and RCW 46.09.070; amending section 13, chapter 47, Laws of 1971 ex. sess. and RCW 46.09.080; amending section 14, chapter 47, Laws of 1971 ex. sess. and RCW 46.09.090; amending section 16, chapter 47, Laws of 1971 ex. sess. and RCW 46.09.110; amending section 17, chapter 47, Laws of 1971 ex. sess. and RCW 46.09.120; amending section 20, chapter 47, Laws of 1971 ex. sess. and RCW 46.09.150; amending section 21, chapter 47, Laws of 1971 ex. sess. and RCW 46.09.160; amending section 22, chapter 47, Laws of 1971 ex. sess. and RCW 46.09.170; amending section 24, chapter 47, Laws of 1971 ex. sess. and RCW 46.09.190; amending section 4, chapter 29, Laws of 1971 ex. sess. and RCW 46.10.040; amending section 7, chapter 29, Laws of 1971 ex. sess. and RCW 46.10.070; amending section 8, chapter 29, Laws of 1971 ex. sess. and RCW 46.10.080; amending section 11, chapter 29, Laws of 1971 ex. sess. and RCW 46.10.110; amending section 12, chapter 29, Laws of 1971 ex. sess. and RCW 46.10.120; amending section 27, chapter 47, Laws of 1971 ex. sess.; adding new sections to chapter 46.09 RCW; adding a new section to chapter 29, Laws of 1971 ex. sess. and to chapter 46.10 RCW; repealing section 15, chapter 47, Laws of 1971 ex. sess. and RCW 46.09.100; making appropriations; and declaring an emergency.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

Section 1. Section 8, chapter 76, Laws of 1970 ex. sess. as amended by section 2, chapter 47, Laws of 1971 ex. sess. and RCW 67.32.080 are each amended to read as follows:

The following ~~(five)~~ seven categories of trails or areas are hereby established for purposes of this chapter:

(1) Cross-state trails which connect scenic, historical, geological, geographical, or other significant features which are characteristic of the state;

(2) Water-oriented trails which provide a designated path to, on, or along fresh and/or salt water in which the water is the primary point of interest;

(3) Scenic-access trails which give access to quality recreation, scenic, historic or cultural areas of state-wide or national significance;

(4) Urban trails which provide opportunities within an urban setting for walking, bicycling, horseback riding, or other compatible activities. Where appropriate, they will connect parks, scenic areas, historical points, and neighboring communities;

(5) Historical trails which identify and interpret routes which were significant in the historical settlement and development of the state((-));

(6) All-terrain vehicle trails which are suitable for use by both four-wheel drive vehicles and two-wheel vehicles. Such trails may be included as a part of the trail systems enumerated in subsections (1) through (5) of this section or may be separately designated;

(7) Off-road and off-trail areas which are suitable for use by both four-wheel drive vehicles and two-wheel vehicles. IAC shall coordinate an inventory and classification of such areas giving consideration to the type of use such areas will receive from persons operating four-wheel drive vehicles and two-wheel vehicles.

The planning and designation of trails shall take into account and give due regard to the interest of federal agencies, state agencies and bodies, counties, municipalities, private landowners and individuals, and interested recreation organizations. It is not required that the above categories be used to designate specific trails, but the IAC will assure that full consideration is given to including trails from all categories within the system. As it relates to all classes of trails and to all types of trail users, it is herein declared as state policy to increase recreational trail access to and within state and federally owned lands ((under the jurisdiction of the department of natural resources, the department of game, and the state parks and recreation commission)) and private lands where access may be obtained. It is the intent of the legislature that public recreation facilities be developed as fully as possible to provide greater recreation opportunities for the citizens of the state. The purpose of this 1972 amendatory act is to increase the availability of trails and areas for all-terrain vehicles by granting authority to state and local governments to maintain a system of ATV trails and areas, and to fund the program to provide for such development. State lands should be used as fully as possible for all public recreation which is compatible with the income-producing requirements of the various trusts.

Sec. 2. Section 6, chapter 47, Laws of 1971 ex. sess. and RCW 46.09.010 are each amended to read as follows:

The provisions of this chapter shall apply to all lands in this state. Nothing in ((this 1974 amendatory act)) chapter 43.09 RCW, RCW 67.32.050, 67.32.080, 67.32.100, 67.32.130 or 67.32.140 shall be deemed to grant to any person the right or authority to enter upon private property without permission of the property owner.

Sec. 3. Section 7, chapter 47, Laws of 1971 ex. sess. and RCW 46.09.020 are each amended to read as follows:

As used in this chapter the following words and phrases shall have the designated meanings unless a different meaning is expressly provided or the context otherwise clearly indicates:

"Person" shall mean any individual, firm, partnership, association or corporation.

"All-terrain vehicle" shall mean any self-propelled vehicle ((capable of)) when used for cross-country travel

on trails and nonhighway roads or ((immediately over)) any one of the following or a combination thereof: Land, water, snow, ice, marsh, swampland, and other natural terrain. Such vehicles shall include but are not limited to, four-((wheeled)) wheel drive vehicles, motorcycles, amphibious vehicles, ground effects or air cushion vehicles, and any other means of land transportation deriving motive power from any source other than muscle or wind; except any vehicle designed primarily for travel on, over, or in the water, farm vehicles, logging and private forestry vehicles, snowmobiles or any military or law enforcement vehicles.

"ATV ((registration)) use permit" means the ((registration of)) permit system established for an all-terrain vehicle, in this state, pursuant to this chapter.

"Trail" for the purpose of this chapter, shall mean a corridor designated and maintained for recreational travel; by whatever mode of transportation (foot, animal, or vehicular) authorized by the managing authority of the property that the trail traverses.

"Owner" shall mean the person other than the lienholder, having an interest in or title to an all-terrain vehicle, and entitled to the use or possession thereof.

"Operator" means each person who operates, or is in physical control of, any all-terrain vehicle.

"Dealer" means a person, partnership, association, or corporation engaged in the business of selling all-terrain vehicles at wholesale or retail in this state.

"Department" shall mean the department of motor vehicles.

"Director" shall mean the director of the department of motor vehicles.

"Committee" shall mean the interagency committee for outdoor recreation.

"Hunt" shall mean any effort to kill, injure, capture, or purposely disturb a wild animal or wild bird.

(("Roadway", for purposes of this chapter, shall mean any roads generally capable of being traveled on by conventional two-wheel drive passenger automobiles. It shall not include, private roads, abandoned railway grades, skids, and similar routes generally incapable of being traveled by conventional two-wheel drive vehicles.))

"Nonhighway road" shall mean any road other than a highway generally capable of travel by a conventional two-wheel drive passenger automobile during most of the year and in use by such vehicles and which are private roads or controlled and maintained by the department of natural resources, the state parks and recreation commission and the state game department: PROVIDED, That such roads are not built or maintained by appropriations from the motor vehicle fund.

"Highway" for the purpose of this chapter only shall mean the entire width between the boundary lines of every way publicly maintained by the state department of highways or any county or city when any part thereof is generally open to the use of the public for purposes of vehicular travel as a matter of right.

"Organized competitive event" shall mean any

competition, advertised in advance, sponsored by recognized clubs, and conducted at a predetermined time and place.

Sec. 4. Section 8, chapter 47, Laws of 1971 ex. sess. and RCW 46.09.030 are each amended to read as follows:

((A certificate of title shall be issued by the department for any all-terrain vehicle in a similar manner as provided for motor vehicles in chapter 46.42 RCW and such rules and regulations as the department may adopt.))  
The department shall provide for the issuance of use permits for all-terrain vehicles and may appoint agents for collecting fees and issuing permits. The provisions of RCW 46.01.130 and 46.01.140 shall apply to the issuance of use permits for all-terrain vehicles as they do to the issuance of vehicle licenses, the appointment of agents and the collection of application fees: PROVIDED, That filing fees for ATV use permits collected by the director shall be certified to the state treasurer and deposited to the credit of the outdoor recreation account.

Sec. 5. Section 9, chapter 47, Laws of 1971 ex. sess. and RCW 46.09.040 are each amended to read as follows:

Except as provided in this chapter, no person shall operate any all-terrain vehicle within this state after ((August 9, 1974)) the effective date of sections 2 through 21 of this 1972 amendatory act unless such all-terrain vehicle has been ((registered)) assigned an ATV use permit and displays an ATV tag in accordance with the provisions of this chapter: PROVIDED, That the 1972 registration, licensing, and display thereof shall be deemed to have complied with this section for the 1972 registration period.

Sec. 6. Section 10, chapter 47, Laws of 1971 ex. sess. and RCW 46.09.050 are each amended to read as follows:

ATV ((registration)) use permits and ATV tags shall be required under the provisions of this chapter except for the following:

(1) All-terrain vehicles owned and operated by the United States, another state, or a political subdivision thereof.

(2) All-terrain vehicles owned and operated by this state, or by any municipality or political subdivision thereof.

(3) An all-terrain vehicle ((owned and/or kept outside of this state, when)) operating in an organized competitive event on privately owned or leased land: PROVIDED, That if such leased land is owned by the state of Washington this exemption shall not apply unless the state agency exercising jurisdiction over the land in question specifically authorizes said competitive event: PROVIDED FURTHER, That such exemption shall be strictly construed.

(4) All-terrain vehicles operated on lands owned or leased by the ATV owner or operator or lands on which the operator has permission to operate without an ATV ((registration)) use permit.

(5) All-terrain vehicles which are ((operated exclusively on roadways)) validly licensed to operate over a highway of this state or if owned by nonresidents of this state, all-terrain vehicles which are validly licensed for

operation over public highways in the state of the owner's residence.

(6) Those two-wheeled vehicles with engines of fifty cubic centimeters or less displacement or those two-wheeled vehicles with engines which develop five or less horsepower, ((on)) or those two-wheeled vehicles with a wheelbase of forty-two inches or less, or those two-wheeled vehicles which are equipped with wheels of fourteen inches or less rim diameter.

(7) All-terrain vehicles while being used for search and rescue purposes under the authority or direction of an appropriate search and rescue or law enforcement agency.

(8) Vehicles used primarily for construction or inspection purposes during the course of a commercial operation.

Sec. 7. Section 11, chapter 47, Laws of 1971 ex. sess. and RCW 46.09.060 are each amended to read as follows:

The ATV ((registration)) use permit period established by the department shall be concurrent with the registration period established by the department for motor vehicles pursuant to chapter 46.16 RCW.

Sec. 8. Section 12, chapter 47, Laws of 1971 ex. sess. and RCW 46.09.070 are each amended to read as follows:

Application for an ATV ((registration)) use permit shall be made to the department or its authorized agent in such manner and upon such forms as the department shall prescribe, and shall state the name and address of each owner of the all-terrain vehicle ((to be registered)), and shall be signed by at least one such owner, and shall be accompanied by a ((registration)) use permit fee of five dollars. Upon receipt of the application and the application fee, such all-terrain vehicle shall be ((registered and an ATV registration number)) assigned a use permit number tag or decal, which shall be affixed to the all-terrain vehicle in a manner prescribed by the department. The department may utilize applications, registration and license forms and registration numbering provided for use prior to the effective date of this 1972 amendatory act for the balance of 1972 and such shall constitute use permits, tags or decals for 1972.

The ATV ((registration)) use permit provided in this section shall be valid for a period of one year. ((At the end of such period of ATV registration, every owner of an all-terrain vehicle in this state shall renew his ATV registration)) Use permits shall be renewable each year in such manner as the department may prescribe, for an additional period of one year, upon payment of a renewal fee of five dollars.

Any person acquiring an all-terrain vehicle ((already validly registered)) for which a use permit has been issued under the provisions of this chapter must, within ((ten)) fifteen days of the acquisition or purchase of such all-terrain vehicle make application to the department or its authorized agent for transfer of such ATV ((registration)) use permit, and such application shall be accompanied by a transfer fee of one dollar.

Any out-of-state owner of an all-terrain vehicle ((not registered in this state)) shall, when operating in

this state, comply with the provisions of this chapter and if an ATV ((registration)) use permit is required under this chapter, he shall obtain a nonresident ATV ((registration)) use permit number and tag, valid for not more than sixty days or an annual permit and tag. Application for such a permit shall state name and address of each owner of the all-terrain vehicle ((to be registered)) and shall be signed by at least one such owner and shall be accompanied by a ((registration)) fee of two dollars. The ((registration)) permit shall be carried on the vehicle at all times during its operation in this state.

Sec. 9. Section 13, chapter 47, Laws of 1971 ex. sess. and RCW 46.09.080 are each amended to read as follows:

((Six months after August 9, 1974, it shall be unlawful for any dealer to test or demonstrate or rent any all-terrain vehicle, within the state, without an ATV registration when the same is required by the provisions of this chapter.))

(1) Each dealer of all-terrain vehicles in this state who does not have a current "dealer's plate" for vehicle use pursuant to chapter 46.70 RCW, shall obtain a dealer ATV permit from the department in such manner and upon such forms as the department shall prescribe. Upon receipt of a dealer's application for a dealer ATV permit and the fee provided for in subsection (2) of this section, such dealer shall be registered and an ATV dealer permit number assigned.

(2) The ATV fee for dealers shall be twenty-five dollars per year, which shall be deposited in the outdoor recreation account, and such fee shall cover all of the all-terrain vehicles owned by a dealer and not rented: PROVIDED, That all-terrain vehicles rented on a regular, commercial basis by a dealer shall have separate use permits under the provisions of this 1972 amendatory act.

(3) Upon the issuance of an ATV dealer permit each dealer shall purchase, at a cost to be determined by the department, ATV dealer number plates of a size and color to be determined by the department, which shall contain the dealer ATV permit number assigned to the dealer. Each all-terrain vehicle operated by a dealer for the purposes of testing or demonstration shall display such number plates assigned pursuant to the dealer permit provisions as provided for in chapter 46.70 RCW or this section, in a clearly visible manner.

(4) No person other than a dealer or a representative thereof shall display number plates as prescribed in subsection (3) of this section, and no dealer or representative thereof shall use such number plates for any purpose other than the purpose prescribed in subsection (3) of this section.

(5) ATV dealer permit numbers shall be nontransferable.

(6) On and after January 1, 1973, it shall be unlawful for any dealer to sell any all-terrain vehicle at wholesale or retail, or to test or demonstrate any all-terrain vehicle within the state, unless he has a motor vehicle dealers' license pursuant to chapter 46.70 RCW or an ATV dealer permit number in accordance with the

provisions of this section.

Sec. 10. Section 14, chapter 47, Laws of 1971 ex. sess. and RCW 46.09.090 are each amended to read as follows:

((An ATV registration number shall be assigned to an all-terrain vehicle in this state at the time of its original ATV registration by the department in a similar manner as provided in RCW 46.09.130 and 46.09.140 and such rules and regulations as the department may adopt. The department shall, upon assignment of such ATV registration number, issue and deliver to the owner a certificate of ATV registration, in such form as the department shall prescribe. The certificate of ATV registration shall not be valid unless signed by the person who signed the application for ATV registration.

At the time of the original ATV registration, and at the time of each subsequent renewal thereof, the department shall issue to the ATV registrant a date tag or tags indicating the validity of the current ATV registration and the expiration date thereof, which validating date tag, or tags, shall be affixed to the all-terrain vehicle in such manner as the department may prescribe. Notwithstanding the fact that an all-terrain vehicle has been assigned an ATV registration number, it shall not be considered as validly registered within the meaning of this section unless a validating date tag and current ATV registration certificate have been issued and are in the possession of the operator.))

All ATV use permit tags and ATV dealer tags shall be displayed in a manner prescribed by the department on all-terrain vehicles when required by this 1972 amendatory act except as provided in section 6 of this 1972 amendatory act.

Sec. 11. Section 16, chapter 47, Laws of 1971 ex. sess. and RCW 46.09.110 are each amended to read as follows:

The moneys collected by the department as ATV ((registration)) use permit fees shall be distributed from time to time but at least once a year in the following manner:

(1) ((Twenty-five percent each year for the first two years after August 9, 1971, and twenty percent each year for each year thereafter shall be retained by the department)) The department shall retain enough money to cover expenses incurred in the administration of this chapter; PROVIDED, That such retention shall never exceed eighteen percent of fees collected.

(2) ((Twenty percent each year for the first two years after August 9, 1971, and twenty-five percent each year for each year thereafter shall be distributed to the treasurers of those counties of this state having significant all-terrain vehicle use in such sums or upon such a formula as shall be determined by the director after consulting with and obtaining the advice of the Washington state association of counties, and shall be deposited in the county general fund and expended to defray the cost of their enforcing this chapter.

(3) Fifty-five percent each year shall be remitted to the state treasurer for deposit into the outdoor recreation account of the general fund to be administered

by the interagency committee for outdoor recreation, and such amount shall be distributed to the department of natural resources, department of game, and to the parks and recreation commission on a pro rata basis determined by the number of miles of agency designated and maintained ATV trails. Such agency designation shall be reviewed and revised by the committee at least once each biennium and the pro rata distribution made current with the number of miles of agency designated and maintained ATV trails. These moneys shall be expended by each agency only for all-terrain vehicle trail-related expenses.) The remaining funds shall be deposited in the outdoor recreation account of the general fund to be distributed by the interagency committee to departments of state government, to counties, and to municipalities on a basis determined by the amount of present or proposed ATV trails or areas on which they permit ATV use. The interagency committee shall prescribe methods, rules, and standards by which such departments, counties or municipalities may apply for and obtain moneys from the outdoor recreation account for defraying expenses and costs for planning, development, acquisition, and management of ATV recreational areas and trails and the committee shall also apply for applicable federal matching funds: PROVIDED, That agencies constructing all-terrain vehicle trails, campgrounds, and recreational areas and facilities, shall consider the possibility of contracting with the state parks and recreation commission, the department of natural resources or other agencies to employ the youth development and conservation corps or other youth crews to construct or assist in construction of such all-terrain vehicle trails, campgrounds and recreational areas and facilities.

The department of natural resources may use up to five percent of the use permit fees for administration cost and for implementing this chapter.

Sec. 12. Section 17, chapter 47, Laws of 1971 ex. sess. and RCW 46.09.120 are each amended to read as follows:

It shall be unlawful for any person to operate any all-terrain vehicle:

(1) While under the influence of intoxicating liquor or ((narcotics or other drugs)) a controlled substance;

(2) In such a manner as to endanger the property of another;

(3) On lands not owned by the operator or owner of the all-terrain vehicle without a lighted headlight and taillight between the hours of dusk and dawn, or when otherwise required for the safety of others regardless of ownership;

(4) On lands not owned by the operator or owner of the all-terrain vehicle without an adequate braking device or when otherwise required for the safety of others regardless of ownership;

(5) Without a spark arrestor approved by the department of natural resources;

(6) Without an adequate, and operating, muffling device which shall effectively blend the exhaust and motor noise in such a manner so as to preclude excessive or unusual noise. All-terrain vehicles manufactured after January 4, 1973, shall effectively maintain such noise at a

level of eighty-two decibels or below on the "A" scale at one hundred feet under testing procedures as established by the Washington state patrol (PROVIDED HOWEVER, That all-terrain vehicles used in organized competition may use a bypass, expansion chamber, or cutout device if the area has been designated as fire safe by the appropriate agency);

(7) On lands not owned by the operator or owner of the all-terrain vehicle upon the shoulder or inside bank or slope of any ((roadway)) nonhighway road or highway, or upon the median of any divided highway;

(8) On lands not owned by the operator or owner of the all-terrain vehicle in any area or in such a manner so as to unreasonably expose the underlying soil, or to create an erosion condition, or to injure, damage, or destroy trees, growing crops, or other vegetation;

(9) On lands not owned by the operator or owner of the all-terrain vehicle or on any nonhighway road or trail which is restricted to pedestrian or animal travel;

(10) On any public lands in violation of rules and regulations of the agency administering such lands.

Sec. 13. Section 20, chapter 47, Laws of 1971 ex. sess. and RCW 46.09.150 are each amended to read as follows:

Motor vehicle fuel used and purchased for providing the motive power for all-terrain vehicles ((on other than public highways)) shall be considered a nonhighway use of fuel, and for purposes of this chapter shall be known as ATV fuel. Persons purchasing and using ATV fuel shall not be entitled to a refund of the motor vehicle fuel excise tax paid in accordance with the provisions of RCW 82.36.280 as it now exists or is hereafter amended.

Sec. 14. Section 21, chapter 47, Laws of 1971 ex. sess. and RCW 46.09.160 are each amended to read as follows:

From time to time, but at least once each four years the department shall determine the amount or proportion of moneys paid to it as motor vehicle fuel tax which is taxed on ((nonhighway use of)) all-terrain vehicle fuel. Such determination may be made in any manner which is, in the judgment of the director, reasonable, but the manner used to make such determination shall be reported at the end of each four-year period to the legislature. To offset the cost of making such determination the treasurer shall retain in, and the department is authorized to expend from, the motor vehicle fund, the sum of twenty thousand dollars in the first biennium after August 9, 1971, and ten thousand dollars in each succeeding biennium in which such a determination is to be made.

Sec. 15. Section 22, chapter 47, Laws of 1971 ex. sess. and RCW 46.09.170 are each amended to read as follows:

From time to time, but at least once each biennium, the director of the department of motor vehicles shall request the state treasurer to refund from the motor vehicle fund amounts which have been determined to be a tax on all-terrain vehicle fuel in an amount not to exceed one million dollars for the 1971-73 biennium, and the treasurer shall refund such amounts and place them in the outdoor recreation account of the general fund to be administered

by the interagency committee for outdoor recreation, and such amounts shall be distributed to ((the department of natural resources, the department of game, and the parks and recreation commission)) departments of state government, to counties, and to municipalities on a ((pro rata)) basis determined by the ((number of miles of agency designated and maintained)) amount of present or proposed ATV trails or areas on which they permit ATV use. Such ((agency designation)) distribution shall be reviewed and may be revised by the committee at least once each biennium ((and the pro rata distribution made current with the number of miles of agency designated and maintained ATV trails)). These moneys shall be expended by each agency only for all-terrain vehicle ((~~trail-~~) trail and area related expenses.

Sec. 16. Section 24, chapter 47, Laws of 1971 ex. sess. and RCW 46.09.190 are each amended to read as follows:

(1) Except as provided in RCW 46.09.130, any person violating the provisions of this chapter shall be guilty of a misdemeanor and subject to a fine of not less than twenty-five dollars.

(2) In addition to the penalties provided in subsection (1) of this section, the owner and/or the operator of any all-terrain vehicle shall be liable for any damage to property including damage to trees, shrubs, growing crops injured as the result of travel by such all-terrain vehicle. The owner of such property may recover from the person responsible ((~~nominal damages of not less than one hundred dollars or~~) three times the amount of damage((, whichever is greater))).

Sec. 17. Section 2, chapter 216, Laws of 1967 as amended by section 2, chapter 24, Laws of 1969 ex. sess. and RCW 4.24.210 are each amended to read as follows:

Any public or private landowners or others in lawful possession and control of agricultural or forest lands or water areas or channels and rural lands adjacent to such areas or channels who allow members of the public to use them for the purposes of outdoor recreation, which term includes hunting, fishing, camping, picnicking, swimming, hiking, pleasure driving, the pleasure driving of all-terrain vehicles, snowmobiles, and other vehicles, boating, nature study, winter or water sports, viewing or enjoying historical, archaeological, scenic, or scientific sites, without charging a fee of any kind therefor, shall not be liable for unintentional injuries to such users: PROVIDED, That nothing in this section shall prevent the liability of such a landowner or others in lawful possession and control for injuries sustained to users by reason of a known dangerous artificial latent condition for which warning signs have not been conspicuously posted: PROVIDED FURTHER, That nothing in RCW 4.24.200 and 4.24.210 limits or expands in any way the doctrine of attractive nuisance.

NEW SECTION. Sec. 18. There is added to chapter 46.09 RCW a new section to read as follows:

The department of natural resources shall coordinate the implementation and administration of this chapter.

NEW SECTION. Sec. 19. There is added to chapter 46.09 RCW a new section to read as follows:

All 1971 registration fees collected pursuant to chapter 47, Laws of 1971 ex. sess. and chapter 46.09 RCW by the department of motor vehicles from August 9, 1971, through the effective date of this 1972 amendatory act shall be credited to the 1972 or 1973 permit fee.

Sec. 20. Section 4, chapter 29, Laws of 1971 ex. sess. and RCW 46.10.040 are each amended to read as follows:

Application for registration shall be made to the department in such manner and upon such forms as the department shall prescribe, and shall state the name and address of each owner of the snowmobile to be registered, and shall be signed by at least one such owner, and shall be accompanied by a registration fee of ~~((fifteen))~~ five dollars. Upon receipt of the application and the application fee, such snowmobile shall be registered and a registration number assigned, which shall be affixed to the snowmobile in a manner provided in RCW 46.10.070.

The registration provided in this section shall be valid for a period of ~~((three))~~ one year~~((s))~~. At the end of such period of registration, every owner of a snowmobile in this state shall renew his registration in such manner as the department shall prescribe, for an additional period of ~~((three))~~ one year~~((s))~~, upon payment of a renewal fee of ~~((fifteen))~~ five dollars.

Any person acquiring a snowmobile already validly registered under the provisions of this chapter must, within ten days of the acquisition or purchase of such snowmobile, make application to the department for transfer of such registration, and such application shall be accompanied by a transfer fee of one dollar.

A snowmobile owned by a resident of another state where registration is not required by law may be issued a nonresident registration permit valid for not more than sixty days. Application for such a permit shall state name and address of each owner of the snowmobile to be registered and shall be signed by at least one such owner and shall be accompanied by a registration fee of two dollars. The registration permit shall be carried on the vehicle at all times during its operation in this state.

The registration fees provided in this section shall be in lieu of any personal property or excise tax heretofore imposed on snowmobiles by this state or any political subdivision thereof, and no city, county, or other municipality, and no state agency shall hereafter impose any other registration or license fee on any snowmobile in this state.

Sec. 21. Section 7, chapter 29, Laws of 1971 ex. sess. and RCW 46.10.070 are each amended to read as follows:

The registration number assigned to each snowmobile shall be permanently affixed to and displayed upon ~~((each))~~ the right side of the front cowling of said snowmobile ~~((in painted numbers or decals no less than three inches high, and shall be of contrasting color with the surface on which they are applied and shall be maintained in a legible condition))~~ on a plate of such size as authorized by the department of motor vehicles; except dealer number plates as provided for in RCW 46.10.050 may be temporarily affixed.

Sec. 22. Section 8, chapter 29, Laws of 1971 ex. sess. and RCW 46.10.080 are each amended to read as follows:

The moneys collected by the department as snowmobile registration fees shall be distributed in the following manner:

(1) Ten percent each year for the first two years after August 9, 1971, and five percent each year for each year thereafter shall be retained by the department to cover expenses incurred in the administration of this chapter.

(2) Twenty-five percent each year shall be distributed to the treasurers of those counties of this state having significant snowmobile use in such sums or upon such a formula as shall be determined by the director after consulting with and obtaining the advice of the Washington state association of counties, and shall be deposited in the county general fund and expended to defray the cost of ~~((enforcing))~~ administering this chapter.

(3) For the first two years after August 9, 1971, fifteen percent each year shall be remitted to the state treasurer for deposit into the general fund and shall be credited to the commission and shall be expended for snow removal operations at other than developed recreational facilities. Thereafter twenty percent each year shall be so remitted for such purposes.

(4) Fifty percent each year shall be remitted to the state treasurer to be deposited in the general fund, and shall be credited in equal amounts to the commission, the department of natural resources, and the department of game and shall be expended on the development or operation of snowmobile facilities, but not on the acquisition or operation thereof.

Sec. 23. Section 11, chapter 29, Laws of 1971 ex. sess. and RCW 46.10.110 are each amended to read as follows:

Notwithstanding the provisions of RCW 46.10.100, it shall be lawful to operate a snowmobile upon a public roadway or highway:

Where such roadway or highway is completely covered with snow or ice and has been closed by the responsible governing body to motor vehicle traffic during the winter months; or

~~((Where))~~ When the responsible governing body gives notice that such roadway or highway is ((posted)) open to ((permit)) snowmobiles or all-terrain vehicle use; or

In an emergency during the period of time when and at locations where snow upon the roadway or highway renders such impassible to travel by automobile ((impractical)); or

When traveling along a designated snowmobile trail.

Sec. 24. Section 12, chapter 29, Laws of 1971 ex. sess. and RCW 46.10.120 are each amended to read as follows:

No person under twelve years of age shall operate a snowmobile on or across a public roadway or highway in this state, and no person between the ages of twelve and ~~((eighteen))~~ sixteen years of age shall operate a snowmobile on or across a public road or highway in this state unless he has taken a snowmobile safety education course and been certified as qualified to operate a

snowmobile by an instructor designated by the commission as qualified to conduct such a course and issue such a certificate, and he has on his person at the time he is operating a snowmobile evidence of such certification: PROVIDED, That persons under sixteen years of age who have not been certified as qualified snowmobile operators may operate a snowmobile under the direct supervision of a qualified snowmobile operator.

NEW SECTION. Sec. 25. There is added to chapter 29, Laws of 1971 ex. sess. and to chapter 46.10 RCW a new section to read as follows:

Notwithstanding any other provisions of this chapter, the local governing body may provide for the safety and convenience of snowmobiles and snowmobile operators. Such provisions may include, but shall not necessarily be limited to, the clearing of areas for parking automobiles, the construction and maintenance of rest areas, and the designation and development of given areas for snowmobile use.

Sec. 26. Section 27, chapter 47, Laws of 1971 ex. sess. is amended to read as follows:

To carry out the provisions of ((section 46(3) of this 1974)) this 1972 amendatory act there is appropriated to the interagency committee for outdoor recreation from the outdoor recreation account those moneys as provided from ATV ((registration fees)) permit fees and dealer permit and tag fees, in the sum of one million dollars, or such lesser amounts ((as represent fifty-five percent)) of the all-terrain vehicle ((registration)) use permit fees and dealer permit and tag fees collected by the department, or so much thereof as may be necessary.

To carry out the provisions of ((section 22 of this 1974)) this 1972 amendatory act there is appropriated to the interagency committee for outdoor recreation from the outdoor recreation account, those moneys as provided from ATV fuel tax refunds, in the sum of one million dollars, or such lesser amount, as represents the refund of tax on motor vehicle fuel which has been determined to be a tax on all-terrain vehicle fuel, or so much thereof as may be necessary.

To carry out the provisions of ((section 24 of this 1974)) this 1972 amendatory act, there is appropriated to the department from the motor vehicle fund, the sum of twenty thousand dollars, or so much thereof as may be necessary.

NEW SECTION. Sec. 27. Section 15, chapter 47, Laws of 1971 ex. sess. and RCW 46.09.100 is hereby repealed.

NEW SECTION. Sec. 28. This 1972 amendatory act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately.

Signed by Senators Wilson, Ridder and Murray; Representatives Zimmerman, Spanton and Bradley.

#### MOTION

Mr. Morrison moved that the House adopt the report of the Free Conference Committee on Substitute House Bill No. 29.

## MESSAGES FROM THE SENATE

February 17, 1972

Mr. Speaker: The Senate has passed:

SENATE CONCURRENT RESOLUTION NO. 11,  
and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

## INTRODUCTION AND FIRST READING

SENATE CONCURRENT RESOLUTION NO. 11, by Senators Wilson,  
Ridder and Murray:

Suspending certain provisions of Joint Rule No. 9  
regarding Substitute House Bill No. 29.

## MOTION

Mr. Morrison moved that the rules be suspended, and  
Senate Concurrent Resolution No. 11 be placed on final  
passage.

Mr. Morrison: "Mr. Speaker, ladies and gentlemen of  
the House: As we consider the reports of Free Conference  
Committees, we must suspend Joint Rule No. 9, the  
thirty-six hour rule. We have worked out a procedure with  
the Senate whereby we precede each Free Conference  
Committee report with a concurrent resolution suspending  
Joint Rule No. 9, strictly for the consideration of the  
Free Conference Committee report before us. We will  
attempt to limit these to reports we feel can be agreed to  
by two-thirds, which will be the required vote to pass this  
concurrent resolution. We also will attempt to give  
everyone as much advance notice as possible when one of  
these is coming up so that if you choose to muster  
one-third of this body to resist suspending the rules and  
passing the concurrent resolution to final passage, you may  
do so. The only alternative for those Free Conference  
reports is for them to wait the full thirty-six hours  
before they can be considered. We do feel on a number of  
these Free Conference reports that the committees have done  
their work well, that the vast majority of us can approve  
these Free Conference reports, and we would like to attempt  
to continue to process them. Therefore, we will be making  
this motion to consider first of all the concurrent  
resolution suspending Joint Rule No. 9, and then, if that  
passes, a majority of the body can approve the Free  
Conference report before us."

## POINT OF INQUIRY

Mr. Morrison yielded to question by Mr. Chatalas.

Mr. Chatalas: "I would like to know, Mr. Morrison,  
if it's going to be just for this particular conference  
committee report, or will this apply to the rest of them?  
And are you going to have the same motion for others that  
will probably come up before us later?"

Mr. Morrison: "Yes, this particular resolution we are voting on now applies only to the Free Conference report on Substitute House Bill No. 29--to that exclusively. We will process through your leadership, as we consider the others, again relating only to one bill at a time. So your vote on this particular suspension of the rules relates directly to Substitute House Bill No. 29."

The motion by Mr. Morrison to suspend the rules and place Senate Concurrent Resolution No. 11 on final passage was carried.

Senate Concurrent Resolution No. 11 was adopted.

The Speaker stated the question before the House to be the motion by Mr. Morrison that the House adopt the report of the Free Conference Committee on Substitute House Bill No. 29.

Mr. Zimmerman spoke in favor of the motion.

POINT OF INQUIRY

Mr. Zimmerman yielded to question by Mr. Moon.

Mr. Moon: "Hal, since the time that we passed this all-terrain licensing bill last session, I've had a lot of criticism in my district, and I'm sure many other legislators have had the same problem. Can you tell me what the license fee now is for ATV's?"

Mr. Zimmerman: "The fee is \$5.00 a year, payable annually, but it is as a use permit. It does not involve the former registration, but it is a use permit for those vehicles that are not already licensed for on-the-highway. Therefore, it does not have the problem that we had a year ago where there was a dual licensing situation. It eliminated that."

Mr. Moon: "In other words, if an individual has a vehicle that is licensed for the highway, he will not have to get this additional permit?"

Mr. Zimmerman: "That is correct."

POINT OF INQUIRY

Mr. Zimmerman yielded to question by Mr. Kuehnle.

Mr. Kuehnle: "Hal, when this bill was passed last year, it contained a provision which prohibited carrying loaded weapons on an ATV. A question then arose relative to those who had permits to carry concealed weapons. I got an unofficial comment from the Attorney General's office that the provision of the ATV law last year then actually superseded statutory language relative to licenses to carry concealed weapons. It appeared to me then that we had a situation where if I have a permit to carry a concealed weapon (I may have a pistol out in my pick-up, for example, as I drive through the city of Spokane or the city of

Seattle) when I get back up in the dingleweeds onto a trail, then I must unload that weapon because at that point, under the terms of the old bill, it would have been illegal for me to have a loaded weapon. The intent, of course, was to eliminate having loaded rifles so that someone might be tempted to fire at game from the ATV, but it seems completely inappropriate to eliminate carrying loaded weapons where you had a permit to carry the same for self-defense or other purposes. Can you clarify for me the situation in this bill as regards that problem?"

Mr. Zimmerman: "This particular issue was discussed rather thoroughly by the committee as to what could be done to make it quite clear. In this process, we did check with officials. The Legislative Council checked as far as the enforcement of this and the problems that would arise as you indicated. This is what we have obtained. Of course, as you indicated, the statute relating to concealed weapons applies only to pistols, and of course it is illegal to carry a loaded pistol unless the person has this permit as you have indicated. But it is legal to carry a loaded concealed weapon in any type of vehicle since RCW 9.41.070 specifically says that a person holding a concealed weapon license may carry such weapon 'for the purposes of protection or while engaged in business, sport or while traveling.' 'Sport' is included as one of the times they could be able to carry the concealed weapon. It points out that the problem involved in trying to change this law was that loaded weapons include not only shotguns, rifles, and pistols, but also bows and arrows. And specifically, on the all-terrain vehicle, they felt it would be possible, since it is a sport they would be involved in, to carry a concealed weapon. Finally, they pointed out that we did pass the bill dealing with concealed weapons after we passed the ATV bill last year, which I think perhaps does supersede to some extent. There is a confusion. We hope that in their enforcement they will recognize this discrepancy and, if necessary, we will hopefully get it changed. I'm sorry, that is as complete as we can be at this time."

Mr. Kuehnle: "If I understand what you are saying then, it is clearly the intent of the legislature that this language shall not supersede language relative to carrying concealed weapons where one has a permit to do so?"

Mr. Zimmerman: "That is correct."

Mr. Bradley spoke in favor of the motion to adopt the report of the Free Conference Committee on Substitute House Bill No. 29.

The motion was carried.

FINAL PASSAGE OF HOUSE BILL  
AS AMENDED BY FREE CONFERENCE COMMITTEE

The Speaker stated the question before the House to be the final passage of Substitute House Bill No. 29 as amended by the Free Conference Committee.

## ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 29 as amended by the Free Conference Committee, and the bill passed the House by the following vote: Yeas, 87; nays, 10; not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Benitz, Berentson, Bledsoe, Bottiger, Bozarth, Bradley, Ceccarelli, Charette, Charnley, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Randall, Richardson, Rosellini, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Beck, Blair, Bluechel, Brouillet, Brown, Chatalas, Conner, Grant, Haussler, Ross.

Not voting: Representatives Kraabel, Rabel.

Substitute House Bill No. 29 as amended by the Free Conference Committee, 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.

## SPEAKER'S PRIVILEGE

The Speaker: "The Speaker would like to wish, to one of our beloved members, a very Happy Birthday--Representative Gladys Kirk."

## REPORT OF FREE CONFERENCE COMMITTEE

February 16, 1972

Mr. President:

Mr. Speaker:

We, of your Free Conference Committee, to whom was referred ENGROSSED SENATE BILL NO. 45, changing law relating to apportionment of state funds to school districts, have had the same under consideration, and we recommend that the following bill be substituted therefor and that it do pass.

AN ACT Relating to the apportionment of state funds to common school districts; amending section 15, chapter 15, Laws of 1970 ex. sess. and RCW 28A.48.010; adding a new section to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.41 RCW; and declaring an emergency and making effective dates.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

Section 1. Section 15, chapter 15, Laws of 1970 ex. sess. and RCW 28A.48.010 are each amended to read as follows:

On or before the last business day of September 1969 and each month thereafter, the superintendent of public instruction shall apportion from the current state school fund and/or the state general fund to the several intermediate school districts of the state the proportional share of the total annual amount due and apportionable to such intermediate school districts for the school districts thereof as follows:

September .....	10%
October .....	8%
November .....	6.5%
December .....	((6+5)) 7.5%
January .....	13%
February .....	13%
March .....	11%
April .....	5%
May .....	5%
June .....	((5)) 3%
July .....	8.5%
August .....	8.5%

The annual amount due and apportionable shall be the amount apportionable for all apportionment credits estimated to accrue to the schools during ((a)) the apportionment year beginning September first and continuing through August thirty-first. Appropriations made for school districts for ((the biennium beginning July 1, 1969, and ending June 30, 1971, shall consist of the monthly apportionments due for July and August of 1969 plus the apportionment due for twenty two months beginning with September, 1969-)) each year of a biennium shall be apportioned according to the schedule set forth in this section for the fiscal year starting July 1 of the then calendar year and ending June 30 of the next calendar year. The apportionment from the state general fund for each month shall be an amount which together with the revenues of the current state school fund will equal the amount due and apportionable to the several intermediate school districts during such month: PROVIDED, That any school district may ((through its intermediate school district superintendent)) petition the superintendent of public instruction for an emergency advance of funds which may become apportionable to it but not to exceed ((five)) ten percent of the total amount to become due and apportionable during the school districts ((fiscal)) apportionment year. The superintendent of public instruction shall determine if the emergency warrants such advance ((7)) and if the funds are available therefor ((7 and)). If he determines in the affirmative, he may approve such advance and, at the same time, add such an amount to the apportionment for the intermediate school district in which the school district is located: PROVIDED, That the emergency advance of funds and the interest earned by school districts on the investment of temporary cash surpluses resulting from obtaining such advance of state funds shall be deducted by the superintendent of public instruction from the remaining amount apportionable to said districts during that apportionment year in which the funds are advanced.

NEW SECTION. Sec. 2. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.41 RCW a new section to read as follows:

Each school district shall estimate and report to the superintendent of public instruction by June 15, of each year the amount of moneys the district will fail to receive during their present fiscal year due to the nonpayment of local property taxes from the regular levy within the school district less an estimated amount for delinquent payments from prior year regular levies; such net estimate shall be based upon the amount of moneys the district failed to receive because of nonpayment of regular levy property taxes during the first six months of the then fiscal year and during the last six months of the preceding fiscal year. The superintendent of public instruction shall present in his budget submittal to the governor an amount sufficient to reimburse the school districts for moneys lost due to such nonpayment of taxes as described in this section, which moneys shall be deemed amounts needed for state support to the common schools under RCW 28A.41.050.

NEW SECTION. Sec. 3. This 1972 amendatory act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and section 1 shall take effect July 1, 1972, and section 2 shall take effect immediately.

Signed by Senators Francis and Ridder;  
Representatives Barden, Shera and Bauer.

#### MOTION

Mr. Morrison moved that the House adopt the report of the Free Conference Committee on Engrossed Senate Bill No. 45.

Mr. Bauer spoke in favor of the motion.

#### FINAL PASSAGE OF SENATE BILL AS AMENDED BY FREE CONFERENCE COMMITTEE

The Speaker stated the question before the House to be the final passage of Engrossed Senate Bill No. 45 as amended by the Free Conference Committee.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 45 as amended by the Free Conference Committee, and the bill passed the House by the following vote: Yeas, 99; nays, 0; not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May,

McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Engrossed Senate Bill No. 45 as amended by the Free Conference Committee, 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.

#### INTRODUCTION AND FIRST READING

ENGROSSED SENATE BILL NO. 427, by Senators Peterson (Lowell) and Lewis:

AN ACT Relating to lands; adding new sections to chapter 79 RCW; and making an appropriation.

To Committee on State Government.

The Speaker declared the House to be at ease.  
The Speaker called the House to order.

#### RESOLUTIONS

HOUSE RESOLUTION NO. 72-79 by Representatives Conner, Savage, Mentor and Wanamaker:

WHEREAS, Tolls on bridges should not be excessive, but should be set at an amount sufficient to provide necessary revenues for maintenance and the costs of original construction; and

WHEREAS, Excessive tolls on bridges discourage full utilization of the facility and place an added financial burden on patrons who have no alternate route available to them;

NOW, THEREFORE, BE IT RESOLVED, That the House of Representatives authorizes and requests the Toll Bridge Authority, in conjunction with the Department of Highways and the Interim Transportation Committee, to study the question of setting more equitable tolls for persons using the Hood Canal Toll Bridge; and

BE IT FURTHER RESOLVED, That the House of Representatives requests that the Toll Bridge Authority, the Department of Highways and the Interim Transportation Committee make a report of their findings and recommendations to the next Regular Session of the Legislature.

On motion of Mr. Conner, the resolution was adopted.

HOUSE RESOLUTION NO. 72-80 by Representatives Lysen, Gilleland and Shinpoch:

WHEREAS, The State of Washington will be authorized by the Federal Communications Commission to grant franchises for the operation of cable TV systems throughout the state; and

WHEREAS, There are potentially scores of cable TV

stations which can be operated within the state; and

WHEREAS, The cable TV industry is a relatively new medium and there is need to study its potential use by and for the citizens of this state;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Interim Committee on Inter-Governmental Cooperation shall conduct a study to determine the full potential of cable TV systems in the State of Washington and the ways in which all sectors of the public will have access to these systems.

Mr. Lysen moved adoption of the resolution.

Mr. Bagnariol moved adoption of the following amendment to the resolution:

On page 1, in the second line of paragraph 4 after "Interim Committee on" and before "shall conduct" strike "Inter-Governmental Cooperation" and insert "Banking, Insurance and Utility Regulation"

Representatives Bagnariol and Pardini spoke in favor of the amendment, and Representatives Lysen and Gallagher spoke against it.

The amendment by Mr. Bagnariol was adopted on a rising vote.

The Speaker stated the question before the House to be House Resolution No. 72-80 as amended.

The resolution was adopted.

HOUSE RESOLUTION NO. 72-81 by Representative Ross:

WHEREAS, The present system of dealing with criminals in this state as well as the entire nation has proven to be ineffective in achieving the objective of rehabilitating prisoners although it has been extremely costly; and

WHEREAS, The rate of recidivism is greater than it has ever been while institutional costs per prisoner in large prisons continue to increase;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the House authorizes and requests the Legislative Council to conduct a study of the existing penal system with the purpose of developing alternative programs including a community-based system of rehabilitation;

BE IT FURTHER RESOLVED, That the Legislative Council study methods of financing alternative programs and in particular examine the feasibility of a financial structure modeled on the existing juvenile probation program.

With the consent of the House, Mr. Ross withdrew the resolution.

HOUSE RESOLUTION NO. 72-82 by Representatives Bottiger, McDermott, Juelling, Wolf and Sawyer:

WHEREAS, The federal government recognizes:

(1) That opportunities for greatly increased trade to Pacific Rim countries have arisen in the recent past,

and will continue to arise in the relatively near future;

(2) That the waterways of the State of Washington will likely become involved in the transportation of Alaskan crude oil;

(3) That there exists an ever-increasing need to find and develop waterways which are capable of accomodating deep-draft supertankers and "Long-Tom" cargo ships;

(4) That there exists at present only four deep-draft port facilities in the United States; and

WHEREAS, The federal government, recognizing these factors and viewing Puget Sound and other Washington waters as scarce resources of national importance, may intervene in decisions regarding the use of such waterways unless positive action is taken by the State of Washington regarding development of deep-port sites; and

WHEREAS, Competition from Canadian deep-draft ports is ever-increasing, thus limiting the time within which positive action will be effective to obtain Pacific Rim trade; and

WHEREAS, Local communities adjacent to Puget Sound and other Washington waters are even now making major, and in some cases irreversible decisions concerning these waters in an informational void, despite accumulated literature bearing upon wise multiple uses of these waters; and

WHEREAS, The State of Washington will benefit immeasurably from the development of a coordinated and progressive plan of wise multiple use of Washington waters;

NOW, THEREFORE, BE IT RESOLVED, That the House of Representatives requests the Legislative Council to undertake a complete study of all deep-draft port sites available within the State of Washington which can be developed compatible with all other multiple use considerations to include aquaculture, recreation, transportation, and preservation of the unique amenities of the state; and

BE IT FURTHER RESOLVED, That the Legislative Council make known its findings to the next Regular Session of the Legislature.

On motion of Mr. Bottiger, the resolution was adopted.

HOUSE RESOLUTION NO. 72-83, by Representatives Thompson and Flanagan:

WHEREAS, The entire role of property taxation is coming under severe critical scrutiny; and

WHEREAS, The state-county revaluation program is bringing property to an equitable fifty percent assessment ratio for the first time in the state's history; and

WHEREAS, The governmental units of Washington State rely on property tax revenues to a very significant degree; and

WHEREAS, The property tax has come under increasing attack generally, and particularly in its use to support schools and its application to low-income property owners; and

WHEREAS, Pressures to grant exemptions from the

property tax or to devise alternatives to it are increasingly successful;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Legislative Budget Committee prepare a compilation of laws enacted since 1969 which in any way limit, denigrate, divert, or slow property tax revenues flowing into either state or local treasuries, and determine the dollar loss to the state, the counties, the cities, and other taxing districts for each year since enactment; and

BE IT FURTHER RESOLVED, That the Legislative Budget Committee is directed to submit its report to the next Regular Session of the Legislature.

Mr. Thompson moved adoption of the resolution.

Representatives Thompson and Flanagan spoke in favor of the resolution.

House Resolution No. 72-83 was adopted.

HOUSE RESOLUTION NO. 72-84 by Representatives Randall and Haussler:

WHEREAS, The Legislature recognizes the limited financial resources of the cities, towns, and counties of the state; and

WHEREAS, The Legislature has endeavored to increase such resources through limited authorization of cities, towns, and counties to impose an optional one-half percent sales tax; and

WHEREAS, The revenues received from such sales tax surcharge are distributed to said cities, towns, and counties on the basis of the situs of such taxable events whereupon the sales tax is levied; and

WHEREAS, This has resulted in an uneven distribution of such local sales tax revenues amongst said cities, towns, and counties, dependent solely upon the level of commercial activity within the corporate boundaries of said units of local government; and

WHEREAS, The impact of said distribution formula has resulted in less total financial resources for certain cities and towns than were previously garnered from past legislative appropriations to said cities and towns; and

WHEREAS, There are certain constitutional problems inherent in the enactment of legislation requiring that the one-half percent local sales tax be imposed by the state and distributed on a formula basis;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Legislative Council is requested to undertake a study of the possible means of redressing the inequities associated with the present distribution of local sales tax revenues amongst the cities, towns, and counties; and

BE IT FURTHER RESOLVED, That the results of such study and any recommendations be presented to the next Regular Session of the Legislature for its consideration.

On motion of Mr. Randall, the resolution was adopted.

## REPORT OF FREE CONFERENCE COMMITTEE

February 17, 1972

Mr. President:

Mr. Speaker:

We, of your Free Conference Committee, to whom was referred SENATE BILL NO. 173, conforming fire commission filing dates to general law and prescribing fire district bid limits, have had the same under consideration, and we recommend that Senate Bill No. 173 be amended as follows:

On page 1, line 22, before the period after "RCW 39.24.010" insert "PROVIDED, That where the cost of work to be done or materials, supplies, or equipment to be purchased involves the construction or improvement of any fire station or other building, the same shall be done by contract after call for bids whenever the estimated cost exceeds one thousand dollars"

Signed by Senators Talley, Foley and Huntley; Representatives Charette, Smythe and Kopet.

## MOTION

Mr. Morrison moved that the House adopt the report of the Free Conference Committee on Senate Bill No. 173.

## INTRODUCTION AND FIRST READING

HOUSE CONCURRENT RESOLUTION NO. 21, by Representative Morrison:

Suspending certain provisions of Joint Rule No. 9 regarding Senate Bill No. 173.

## MOTION

On motion of Mr. Morrison, the rules were suspended, and House Concurrent Resolution No. 21 was placed on final passage.

House Concurrent Resolution No. 21 was adopted.

The Speaker stated the question before the House to be the motion by Mr. Morrison to adopt the report of the Free Conference Committee on Senate Bill No. 173.

Mr. Smythe spoke in favor of the motion, and the motion was carried.

FINAL PASSAGE OF SENATE BILL  
AS AMENDED BY FREE CONFERENCE COMMITTEE

The Speaker stated the question before the House to be the final passage of Senate Bill No. 173 as amended by the Free Conference Committee.

## ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 173 as amended by the Free Conference Committee, and the bill passed the House by the following

vote: Yeas, 98; nays, 0; not voting, 1.

Voting yeas: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representative Kraabel.

Senate Bill No. 173 as amended by the Free Conference Committee, 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.

#### REPORT OF FREE CONFERENCE COMMITTEE

February 17, 1972

Mr. Speaker:

Mr. President:

We, of your Free Conference Committee, to whom was referred ENGROSSED SENATE BILL NO. 27, relating to salaries of supreme court justices, court of appeals judges and superior court judges, have had the same under consideration, and we recommend that Engrossed Senate Bill No. 27 be amended as follows:

On page 2, after section 3, beginning on line 7 insert a new section as follows:

"Sec. 4. Section 100, chapter 299, Laws of 1961 as last amended by section 1, chapter 52, Laws of 1969 and RCW 3.58.010 are each amended to read as follows:

The annual salary of each full time justice of the peace shall be ((~~twenty~~)) twenty-two thousand dollars: PROVIDED, That in cities having a population in excess of five hundred thousand, the city which pays the salary may increase such salary of its municipal judges to an amount not more than the salary paid the superior court judges in the county in which the court is located: PROVIDED FURTHER, That no full time justice of the peace shall ((~~receive any fees or emoluments for the solemnization of~~)) perform any civil marriage((~~s during courthouse hours or during scheduled sessions of the court~~)) between 8:00 A.M. and 5:00 P.M. Monday through Friday."

Renumber the remaining sections consecutively.

On page 1, line 2 of the title after "judges," and before "superior" strike "and"

On page 1, line 2 of the title after "judges" and before the semicolon insert ", and district court judges"

On page 1, line 7 of the title after "2,08.090;" and before "making" insert "amending section 100, chapter 299, Laws of 1961 as last amended by section 1, chapter 52, Laws of 1969 and RCW 3.58.010;"

Signed by Senators Gissberg, Andersen and Dore; Representatives Hubbard, Paris and Haussler.

#### MOTION

Mr. Bledsoe moved that the House adopt the report of the Free Conference Committee on Engrossed Senate Bill No. 27.

#### INTRODUCTION AND FIRST READING

HOUSE CONCURRENT RESOLUTION NO. 23, by Representative Morrison:

Suspending certain provisions of Joint Rule No. 9 regarding Engrossed Senate Bill No. 27.

#### MOTION

On motion of Mr. Bledsoe, the rules were suspended, and House Concurrent Resolution No. 23 was placed on final passage.

House Concurrent Resolution No. 23 was adopted.

The Speaker stated the question before the House to be the motion by Mr. Bledsoe that the House adopt the report of the Free Conference Committee on Engrossed Senate Bill No. 27.

Mr. Julin spoke in favor of the motion, and the motion was carried.

#### FINAL PASSAGE OF SENATE BILL AS AMENDED BY FREE CONFERENCE COMMITTEE

The Speaker stated the question before the House to be the final passage of Engrossed Senate Bill No. 27 as amended by the Free Conference Committee.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 27 as amended by the Free Conference Committee, and the bill passed the House by the following vote: Yeas, 81; nays, 14; not voting, 4.

Voting yea: Representatives Adams, Anderson, Bagnariol, Barden, Bauer, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bradley, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Grant, Hansey, Hatfield, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kuehne, Litchman, Luders, Marsh, Martinis, Maxie, May, McCormick, McDermott, Mentor, Merrill, Morrison, Newhouse, North,

O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Shera, Shinpoch, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Mr. Speaker.

Voting nay: Representatives Amen, Backstrom, Beck, Cunningham, Gladder, Goldsworthy, Haussler, Juelling, Lysen, Marzano, Moon, Schumaker, Smith, Zimmerman.

Not voting: Representatives Bozarth, Brouillet, Kraabel, Wolf.

Engrossed Senate Bill No. 27 as amended by the Free Conference Committee, 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 Mr. Bledsoe, all business transacted by the House today was ordered transmitted immediately to the Senate.

#### REPORT OF FREE CONFERENCE COMMITTEE

February 18, 1972

Mr. President:

Mr. Speaker:

We, of your Free Conference Committee, to whom was referred ENGROSSED SENATE BILL NO. 4, reducing camper excise tax to one percent, have had the same under consideration, and we recommend the following amendments:

On page 1 of the printed amendment, after section 1, insert the following:

"Sec. 2. Section 56, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.410 are each amended to read as follows:

The rate and measure of tax imposed by this chapter for each calendar year shall be (~~two~~) one percent of the fair market value of the travel trailer or camper, as determined in the manner provided in this chapter: PROVIDED, That the calendar year shall be divided into twelve parts corresponding to the months of the calendar year and the excise tax upon a travel trailer or camper used for the first time in this state after the last day of any month shall only be levied for the remaining months of the calendar year including the month in which the travel trailer or camper is first used: PROVIDED FURTHER, That the minimum amount of tax payable shall be two dollars.

A travel trailer or camper shall be deemed used for the first time in this state when such vehicle was not previously licensed by this state for the year or any part thereof immediately preceding the year in which application for license is made."

On page 1 of the printed amendment to the title, line 3, after the quotation marks and before "amending" strike "and"

On page 1 of the printed amendment to the title, line 5, after "and RCW 82.50.030" and before the period, insert "and amending section 56, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.410"

Signed by Senators Guess, Rasmussen and Washington; Representatives Flanagan, Marzano and Polk.

## MOTION

Mr. Bledsoe moved that the House adopt the report of the Free Conference Committee on Engrossed Senate Bill No. 4.

## INTRODUCTION AND FIRST READING

HOUSE CONCURRENT RESOLUTION NO. 24, by Representative Morrison:

Suspending certain provisions of Joint Rule No. 9 regarding Engrossed Senate Bill No. 4.

## MOTION

On motion of Mr. Bledsoe, the rules were suspended and House Concurrent Resolution No. 24 was placed on final passage.

House Concurrent Resolution No. 24 was adopted.

The Speaker stated the question before the House to be the motion by Mr. Bledsoe to adopt the report of the Free Conference Committee on Engrossed Senate Bill No. 4.

Mr. Flanagan spoke in favor of the motion, and the motion was carried.

FINAL PASSAGE OF SENATE BILL AS AMENDED BY  
FREE CONFERENCE COMMITTEE

The Speaker stated the question before the House to be the final passage of Engrossed Senate Bill No. 4 as amended by the Free Conference Committee.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 4 as amended by the Free Conference Committee, and the bill passed the House by the following vote: Yeas, 92; nays, 4; not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brown, Ceccarelli, Charette, Chatalas, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Blair, Charnley,  
Jueling, Ross.  
Not voting: Representatives Brouillet, Conner,  
Kraabel.

Engrossed Senate Bill No. 4 as amended by the Free Conference Committee, 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.

REPORT OF FREE CONFERENCE COMMITTEE

February 17, 1972

Mr. Speaker:  
Mr. President:

We of your Free Conference Committee, to whom was referred REENGROSSED SENATE BILL NO. 92, providing for a regional economic development authority, have had the same under consideration, and we recommend that the following bill be substituted therefor and that it do pass:

AN ACT Relating to economic development; adding a new chapter to Title 43 RCW; creating new sections; and declaring an emergency.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

NEW SECTION. Section 1. It is declared to be the public policy of the state of Washington to direct financial resources of this state toward the fostering of economic development through the stimulation of investment and job opportunity in order that the general welfare of the inhabitants of the state is served. The legislature further finds that reducing unemployment as soon as possible is of major concern to the economic welfare of the state.

It is further declared that such economic development should be fostered through provision of investment tax deferrals, construction of public facilities, the insurance of industrial mortgages, and technical assistance; that expenditures made for these purposes as authorized in this chapter are declared to be in the public interest, and to constitute a proper use of public funds, and that an economic assistance authority is needed which shall effect such development of economic opportunity.

NEW SECTION. Sec. 2. The economic assistance authority of the state, hereafter designated "authority", is hereby created to exercise those powers granted by this chapter.

The authority shall consist of eight members appointed by the governor, the director of the department of commerce and economic development, and two ex officio members as provided for herein. Of the appointive members two shall be city officials or representatives of cities, two shall be county officials or representatives of counties, and four shall be citizen members from the public. The appointive members shall be broadly representative of geographic areas of this state. These members shall initially be appointed as follows: Two

members for one-year terms, two members for two-year terms, two members for three-year terms, and two members for four-year terms. Each succeeding term shall be for four years. The two ex officio members shall be the directors of the planning and community affairs agency, the department of ecology, or their designees. The director of the department of commerce and economic development shall serve as chairman of the authority. Staff support shall be provided by the department of commerce and economic development.

All appointive members of the authority in the performance of their duties shall receive per diem as provided in RCW 43.03.050 and travel expenses as provided in RCW 43.03.060.

The authority shall adopt, promulgate, amend, or rescind suitable rules and regulations to carry out the provisions of this chapter, and the policies and practices of the authority in connection therewith.

NEW SECTION. Sec. 3. If a vacancy shall occur by death, resignation, or otherwise of appointive members of the authority, the governor shall fill the same for the unexpired term. Any member of the authority, appointive or otherwise, may be removed for malfeasance or misfeasance in office, upon specific written charges by the governor, according to the provisions of chapter 34.04 RCW.

NEW SECTION. Sec. 4. In addition to other applicable provisions of law pertaining to conflicts of interest of public officials, no authority member, appointive or otherwise, may participate in any decision on any authority contract in which he has any interests, direct or indirect, with any firm, partnership, corporation, or association which would be the recipient of any authority aid whether by way of grant, loan, insurance, or other authority assistance. In any instance where such participation occurs, the authority shall void the transaction, and the involved member shall be subject to whatever further sanctions may be provided by law. In addition, the authority shall frame and adopt a code of ethics for its members, which shall be designed to protect the state and its citizens from any unethical conduct by the authority.

NEW SECTION. Sec. 5. In addition to powers and duties granted elsewhere in this chapter, the authority shall be authorized:

(1) To adopt bylaws for the regulation of its affairs and the conduct of its business;

(2) To adopt an official seal and alter the same at its pleasure;

(3) To contract with such consultants as may be necessary or desirable for its purposes and to fix their compensation and to utilize the services of other governmental agencies;

(4) To accept from any federal agency loans or grants for the planning or financing of any project and to enter into an agreement with such agency respecting such loans or grants;

(5) To conduct examinations and investigations and take testimony at public or private hearings of any matter material for its information that will assist in determinations related to exercise of the authority's

lawful powers;

(6) To accept any gifts, grants, or loans of funds, property, or financial or other aid in any form from any other source on the terms and conditions thereof which are not in conflict with the provisions of this chapter;

(7) To establish such procedures, rules, and regulations consistent with the purposes of this chapter as necessary;

(8) To do all acts and things necessary or convenient to carry out the powers expressly granted or implied in this chapter.

NEW SECTION. Sec. 6. In all instances in which the authority shall consider providing public facilities construction grants or loans, investment tax deferrals, and industrial mortgage payment insurance as authorized in this chapter, the authority shall give its approval only when the project for which the economic assistance is sought will be consistent with the plans, programs, and policies of state agencies and/or local governmental units within whose jurisdiction the project is located.

NEW SECTION. Sec. 7. The authority is authorized to make direct grants and/or loans to political subdivisions of the state and Indian tribes recognized as such by the federal government, for the purpose of assisting such organizations in financing the cost of public facilities, including the cost of acquisition and development of land and improvements for public facilities, as well as the acquisition, construction, rehabilitation, alteration, expansion, or improvement of such facilities.

NEW SECTION. Sec. 8. Public facilities grants or loans shall be used to fund those projects which will improve the opportunities for the successful maintenance, establishment, or expansion of industrial or commercial plants or will otherwise assist in the creation or retention of long-term economic opportunities: PROVIDED, That the authority shall initially consider projects which (1) are scheduled to go to bid within three months of approval of the project by the authority, and (2) are scheduled to reach fifty percent of peak employment within six months from the date of letting the bid.

NEW SECTION. Sec. 9. (1) Not less than two-thirds of the amount to be available to the public facilities construction loan and grant revolving account within any biennium shall be made available by the authority for public facilities grants and loans to those areas which have been designated by the secretary of the United States department of commerce as redevelopment areas and to those counties in which the rate of increase in population is less than fifteen percent between the two prior decennial federal census figures available for the counties of this state. Such designated areas for the purposes of this chapter shall be known as economic assistance areas. Thereafter, the authority may from time to time redefine the initially designated economic assistance areas. The authority shall base its determination of redefined economic assistance areas on one or more of the following criteria:

(a) The rate of unemployment in the area, as determined by appropriate annual statistics for the most recent available calendar year, is six percent or more and

has been at least (i) fifty percent above the national average for three of the preceding four calendar years, or (ii) seventy-five percent above the national average for two of the preceding three calendar years, or (iii) one hundred percent above the national average for one of the preceding two calendar years, and has averaged at least six percent for those qualifying time periods; or

(b) The rate of increase in population is less than fifteen percent between the two prior decennial federal census figures available for the counties of this state; or

(c) The area is a federal Indian reservation manifesting economic distress as based on unemployment, low income levels, and other evidence of economic underdevelopment.

(2) No more than one-third of the amount estimated to be available to the public facilities construction loan and grant revolving account within any biennium may be made available by the authority to areas not designated economic assistance areas for public facilities grants and loans when the project for which such funds are sought satisfy one or more of the following criteria:

(a) Provides for greater balance in the distribution of economic opportunity within that region; or

(b) Provides for greater equity in the distribution of economic opportunities for state residents relative to such factors as racial, ethnic, or social group, and educational or skill levels; or

(c) Provides for continued economic diversification leading to greater seasonal or cyclical stability.

NEW SECTION. Sec. 10. In addition to economic assistance areas, the authority may declare any county, city, or community as a special impact area wherein the authority determines that the loss, removal, curtailment, or closing of a major source or sources of employment, including the loss, removal, curtailment, or closing of a major state institution, has caused or will cause an unusual and severe rise in unemployment. Such designation as a special impact area shall be for a period of two years from such time of designation. Special impact areas shall be eligible as an economic assistance area for public facilities grants and loans as provided in section 9 of this act. The authority, through the department of commerce and economic development, further, shall with agencies of the federal government, appropriate agencies of state government and local city, county, and community officials develop projects and programs which will assist in alleviating such unemployment.

NEW SECTION. Sec. 11. Public facilities grants or loans by the authority shall be subject to the following conditions:

(1) The moneys in the public facilities construction loan and grant revolving account are to be used solely to fulfill commitments arising from loans and grants authorized in section 7 of this 1972 act. The total outstanding amount which the authority may dispense at any time pursuant to this section shall not exceed the moneys available for grants and loans from said account;

(2) Financial assistance through such grants or loans may be used directly or indirectly for any facility for public purposes, including, but not limited to, sewer

or other waste disposal facilities, arterials, bridges, access roads, port facilities, or water distribution and purification facilities;

(3) On contracts made for public facilities loans the authority shall determine the interest rate which advances shall bear, such interest rate not to exceed ten percent per annum, and the authority shall provide such reasonable terms and conditions for repayment of advances as it may determine; said loans not to exceed twenty years in duration.

NEW SECTION. Sec. 12. Repayments of advances made pursuant to such contracts for public facilities construction loans shall be paid into the public facilities construction loan and grant revolving account.

NEW SECTION. Sec. 13. As used in sections 14 through 18 of this 1972 act:

(1) "Eligible investment project" shall mean construction of new buildings or major improvements to existing buildings and the machinery installed in such buildings in the course of such construction or major improvements, when said buildings and machinery are used or are to be used for activities defined in RCW 82.04.120 (the definition of the term "to manufacture"): PROVIDED, That an investment project undertaken by a business as defined in RCW 82.16.010(5) (an electrical utility) shall not be eligible: PROVIDED FURTHER, That one or more the following criteria must be met:

(a) The investment project is or will be located in an economic assistance area or special impact area;

(b) A minimum of twenty percent of the employees at the plant complex for which the deferral is requested shall be of a minority race;

(c) The plant complex shall be within an industry classification which is not currently a major employing industry in the county in which the plant complex is located. The industry classification of the plant complex shall be determined by the standard industrial classification as assigned by the department of employment security. The major employing industries in a county shall be the two manufacturing sectors, as defined by the two-digit standard industrial classification, which employed the greatest number of persons on an annual average basis in the most recent calendar year for which such information is available from the department of employment security.

(2) "Buildings" shall mean and include only those structures used or to be used to house or shelter manufacturing activities. The term shall include plant offices and warehouses or other facilities for the storage of raw material or finished goods when such facilities are an essential or an integral part of a factory, mill, or manufacturing plant and such factory, mill, or manufacturing plant is used or to be used in the business of manufacture for sale or commercial or industrial use of an article, substance, or commodity. Where a building is used partly for manufacturing and partly for other purposes the applicable tax deferral shall be determined by apportionment of the costs of construction under such rules as the department of revenue shall provide;

(3) "Machinery" shall mean all industrial fixtures,

equipment, and support facilities that are an integral and necessary part of a manufacturing operation;

(4) "Major improvement" shall mean the expansion, modernization, or renovation of existing buildings wherein the costs are in excess of twenty-five percent of the true and fair value of the plant complex prior to the improvement;

(5) "Plant complex" shall mean land, machinery, and buildings adapted to industrial use as a single functional or operational unit for the assembling, processing, or manufacturing of finished or partially finished products from raw materials or fabricated parts.

NEW SECTION. Sec. 14. The authority shall certify the eligibility of investment projects, and the department of revenue shall grant investment tax deferrals for eligible investment projects in an amount not to exceed the state and local sales tax payable under chapters 82.08 and 82.14 RCW or the use tax payable under chapters 82.12 and 82.14 RCW on machinery, materials, labor, and services directly utilized in a certified eligible investment project undertaken by a firm engaged in or to be engaged in manufacturing.

NEW SECTION. Sec. 15. Application for certification of an investment project shall be made to the authority in such a form and manner as the authority may prescribe, but in no case shall an application be accepted after initiation of the construction of the investment project. The application shall contain information regarding the location of the investment project, the firm's average employment in the state for the prior year, estimated or actual new employment related to the project, estimated or actual costs, time schedules for completion and operation, and such other information as the authority may require. The authority shall rule on the application within sixty days, and the department of revenue shall issue an investment tax deferral certificate when the authority certifies that the criteria for an eligible investment project have been satisfied.

NEW SECTION. Sec. 16. The department of revenue shall conduct an audit of the project upon its completion in order to determine the total amount of tax deferral. Any tax found due on nonqualifying construction or purchases shall be immediately assessed and payable. The manufacturing firm will begin paying the deferred taxes three years after the date certified by the authority as the date on which the construction project has been operationally completed. The first payment will be due on December 31st of the third calendar year after such certified date, with subsequent annual payments due on December 31st of the following four years with amounts of payment scheduled as follows:

<u>Repayment Year</u>	<u>Percent of Deferred Tax Repaid</u>
1	10%
2	15%
3	20%
4	25%
5	30%

NEW SECTION. Sec. 17. The department of revenue may authorize an accelerated repayment schedule upon request of the manufacturing firm. No interest by the

state of Washington will be charged on any taxes so deferred for the period of deferral, although all other penalties and interest available to the department of revenue may be assessed and imposed for delinquent payments as are otherwise provided by law. The debt for deferred taxes will not be extinguished by insolvency or other failure of the firm.

NEW SECTION. Sec. 18. The department of revenue may adopt such rules and regulations as it deems necessary for the administration of the investment tax deferral provisions of this chapter.

NEW SECTION. Sec. 19. Where a firm qualifies for a tax deferral under section 13, subsection 1(b) of this 1972 act, the firm shall submit a report to the department of revenue on December 31st of each of the first seven years of the tax deferral. Such report shall contain information upon which the department of revenue may determine whether the firm is meeting the requirements of that subsection. If, on the basis of the report or other information, the department of revenue finds that the firm is not meeting the requirements of that subsection, the amount of deferred taxes outstanding shall be immediately assessed and payable. If the firm fails to submit a report or submits an inadequate report, the department of revenue may declare the amount of deferred taxes outstanding to be immediately assessed and payable.

NEW SECTION. Sec. 20. The authority may establish an independent study board consisting of governmental and nongovernmental experts to investigate the effects of governmental programming, procurement, scientific, technical, and other related policies for economic assistance. Members of the board may be compensated in accordance with provisions for advisory councils to the department of commerce and economic development. The authority shall report the board's findings and recommendations to the governor and the legislature for the better coordination of such policies.

NEW SECTION. Sec. 21. For purposes of sections 22 through 31 of this 1972 act:

(1) "Industrial project" means any building or other real estate improvement and the land upon which it may be located, machinery and equipment including installation thereof, and all real properties deemed necessary for this use, including all property rights, easements, and franchises relating thereto and deemed necessary or convenient for operation, by (a) an industry for the manufacturing, processing, or assembling of raw materials or manufactured products, (b) research and development facilities for discovery, perfection, and/or evaluation of new processes or products, or (c) the construction, acquisition, rehabilitation, or improvements of tourist industry facilities and other facilities used by tourists when such facilities fill an established need in the overall development for expansion of a municipality's, county's, or region's tourist industry and/or convention business;

(2) "Mortgagor" means the original borrower under a mortgage and his successors and assigns;

(3) "Mortgagee" means the original lender under a mortgage, and his successors and assigns authorized by

federal or state law and approved by the authority, including but not limited to trust companies, banks, and any other classes of lending agencies and institutions;

(4) "Mortgage" means a mortgage or deed of trust on an industrial project, and the term "first mortgage" means such classes of first liens as are commonly given to secure advances such as real estate contracts or real estate under the laws of the state of Washington, together with the credit instruments, if any, secured thereby;

(5) "Cost of project" means the cost of fair market value of construction, lands, property rights, easements, engineering, and any other necessary services.

NEW SECTION. Sec. 22. The authority, upon application of a proposed mortgagee, may insure mortgage payments required by a first mortgage on any industrial project which at the date of application is located or is to be located within an economic assistance area or special impact area or meets criteria established in subsection (2) of section 9 of this 1972 act, upon such terms and conditions as the authority may prescribe: PROVIDED, That the aggregate amount of principal obligations of all mortgages so insured outstanding at any one time shall not exceed sixty million dollars.

NEW SECTION. Sec. 23. Mortgage payment insurance authorized under section 22 of this 1972 act may be approved where the authority finds that the establishment of the project will meet the general objectives of this chapter and that the project to which the mortgage shall apply is financially sound and there is a reasonable assurance of repayment.

NEW SECTION. Sec. 24. To be eligible for industrial mortgage payment insurance contract under the provisions of this chapter, a mortgage:

(1) Shall be one which is to be made by a mortgagee approved by the authority as responsible and able to service the mortgage properly: PROVIDED, That proprietary information required of an applicant to establish eligibility shall be considered privileged and confidential in nature;

(2) Shall not exceed three million dollars for any one previously delineated project, such amount not to exceed ninety percent of the reasonable cost of the project related to real property, and including initial service charges and appraisal, and inspection and other fees approved by the authority; and shall not exceed fifty percent of the cost of the project related to machinery and equipment without the approval of eighty percent of the members of the authority;

(3) Shall have a maturity satisfactory to the authority but not later than twenty-five years from the date of issuance of the insurance agreement, without the approval of eighty percent of the members of the authority, except in the case of machinery and equipment for which the maturity is to be no more than ten years from the date of the authority's insurance policy, without the approval of eighty percent of the members of the authority, but not beyond the normal life of the machinery and equipment;

(4) Shall contain complete amortization provisions, requiring periodic mortgage payments by the mortgagor which may include principal and interest payments, cost of local

property taxes and assessments for payments in lieu thereof, land lease rentals (if any), hazard insurance on the property, such mortgage insurance premiums as are required under section 25 of this 1972 act, and such depreciation payments as may be necessary to maintain the integrity of the project until principal has been completely paid off, all as the authority from time to time may prescribe or approve;

(5) Shall contain such terms and provisions with respect to property insurance, repairs, alterations, payment of taxes and assessments, default reserves, delinquency charges, default remedies, anticipation of maturity, additional and secondary liens, and other matters as the authority may deem necessary;

(6) Shall have a maturity agreement that expires not later than six months after the initial term of the lease of the property on which the mortgage is granted: PROVIDED, That this shall in no way preclude the prepayment of any mortgage so insured: AND FURTHER PROVIDED, That such period is to permit the removal or dispensation of leasehold improvements.

NEW SECTION. Sec. 25. The authority shall fix mortgage insurance premiums for each industrial project for the insurance of the first mortgage payments under the provisions of this chapter: PROVIDED, That such premiums are to be computed as a percentage of the principal obligation of the mortgage outstanding at the beginning of each mortgage year. Such premiums shall be payable by the mortgagors or the mortgagees in such manner as shall be agreed to by the authority. The amount of such premiums shall be on the merits of an individual delineated project. The amount of such premiums need not be uniform among the various loans insured. If such premiums are not paid when due, such nonpayment shall constitute a default and mortgage insurance benefit shall terminate.

NEW SECTION. Sec. 26. Upon default in payment of any mortgage installment by the mortgagor of more than sixty days or as otherwise provided in the mortgage insurance agreement, the authority, after receiving notification, shall pay to or on behalf of the mortgagee or his order all installment sums required by the mortgage, exclusive of any acceleration provision, as and when such sums fall due, and not the agreement total amount of guaranteed mortgage for the entire policy period which might otherwise be construed to be due by reason of default. When a mortgagor does not meet mortgage payments insured by the authority by reason of vacancy of its industrial project, the authority for the purpose of safeguarding the mortgage insurance fund may grant the mortgagee permission to lease or rent the property to a tenant for a use other than that specified in section 22 of this 1972 act. Such lease or rental may be temporary in nature, and shall be subject to such conditions as the authority may prescribe. The mortgagee shall take responsible steps to correct any default. In the case of a default which will likely continue for more than ninety days, the mortgagee shall, in consultation with the authority, proceed to effect an orderly disposition of the property.

NEW SECTION. Sec. 27. Any loan secured by a first

mortgage insured by the authority, any loan to a proposed mortgagor for the purpose of building or improving any industrial project owned by such proposed mortgagor, or any proposed mortgagee given advance commitment by the authority to insure mortgage payments required by a first mortgage upon a completed industrial project, shall be a legal investment for any trust company, bank, investment company, savings bank, savings and loan association, executor, administrator, guardian, conservator, trustee or other fiduciary, and pension, profit-sharing, or retirement fund: PROVIDED, That such loans shall be in conformity with any laws, rules, or regulations governing banks, trust companies, mutual savings banks, or savings and loan associations, by any regulatory agency of the state of Washington or the federal government. When the real estate is mortgaged to secure real or personal property, security for such loans shall be unencumbered except for leases and easements.

A policy of title insurance shall be lodged with the mortgagee until the mortgage is paid. Loans to a proposed mortgagor for the purpose of building or improving industrial projects shall provide for advance at the discretion of the lender as the work progresses: PROVIDED, That they shall not exceed the amount of the advance commitment to insure, shall have construction maturities of not more than twenty-four months unless eighty percent of the members of the authority approve a longer period, and shall be secured by a first mortgage.

NEW SECTION. Sec. 28. The industrial mortgage payment insurance revolving account shall be used by the authority for carrying out the industrial mortgage payment insurance provisions of this chapter. To this account shall be charged any and all expenses of the authority necessary to carry out the industrial mortgage payment insurance provisions of this chapter, including mortgage insurance payments required by loan defaults. To the account shall be credited all receipts of the account, including mortgage insurance premiums which the authority may receive under the industrial mortgage payment insurance provisions of this chapter. The mortgagor will be required to repay the state for all expenses incurred prior to loan closing and the finalizing of an insurance policy. These moneys shall be deposited in the industrial mortgage payment insurance account. The account shall be nonlapsing.

NEW SECTION. Sec. 29. The authority may expend out of the industrial mortgage payment insurance revolving account such moneys as may be necessary for any expenses of the authority required to carry out the industrial mortgage payment insurance provisions of this chapter, including administrative, legal, actuarial, and other services. All such expenses incurred by the authority shall be paid by the authority and shall be charged to the account or to the appropriate industrial project or projects.

NEW SECTION. Sec. 30. A fidelity bond in an amount determined by the authority shall be required for each staff member or consultant handling any insurance transaction. Bond premiums for staff members will be paid from the industrial mortgage payment insurance revolving account.

NEW SECTION. Sec. 31. If in the opinion of the authority the addition of moneys to the industrial mortgage payment insurance revolving account shall be required, the authority in writing shall request the state finance committee to provide sufficient moneys to maintain the account at a level deemed adequate by the authority. The state finance committee is authorized to issue anticipatory or arbitrage notes or bonds, or limited obligation bonds to satisfy the request of the authority for funds: PROVIDED, That the total outstanding shall not exceed sixty million dollars.

NEW SECTION. Sec. 32. The following accounts are hereby created and authorized within the general fund of the state treasury: (1) The public facilities construction loan and grant revolving account; (2) the industrial mortgage payment insurance revolving account; and (3) whatever additional accounts may be required from time to time for carrying out the purposes of this chapter. These accounts shall be exclusive to the authority and where designated are nonlapsing and revolving.

Moneys in these accounts not needed currently to meet the expenses and obligations of the authority shall be invested in such manner as is provided by law for such temporarily available funds, and any interest earned shall be deposited in the respective accounts and shall be used for the purposes specified in this chapter. The state treasurer shall render reports to the authority advising the members of the authority of the status of any funds invested, the market value of the assets as of the date such statement is rendered, and the income received from the investments during the period covered by the report.

NEW SECTION. Sec. 33. The authority shall keep proper records of accounts and shall be subject to audit by the state auditor. An annual accounting of the condition of the industrial mortgage payment insurance revolving account shall be made. Biennial reports on the activities of the authority shall be made by the chairman to the governor and the legislature.

NEW SECTION. Sec. 34. Sections 21 through 31 of this act shall not be effective until the voters have approved a constitutional amendment authorizing the state to lend its credit for purposes as contemplated in this act.

NEW SECTION. Sec. 35. If any provision of this 1972 act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 36. This 1972 act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately.

NEW SECTION. Sec. 37. This act may be cited as the "Economic Assistance Act of 1972".

NEW SECTION. Sec. 38. Sections 1 through 34 and section 37 of this act shall constitute a new chapter in Title 43 RCW.

Signed by Senators Greive, Guess and Gardner; Representatives Bluechel, Pardini and Perry.

## MOTION

Mr. Bledsoe moved that the House adopt the report of the Free Conference Committee on Reengrossed Senate Bill No. 92.

## INTRODUCTION AND FIRST READING

HOUSE CONCURRENT RESOLUTION NO. 22, by Representatives Bluechel, Pardini and Perry:

Suspending certain provisions of Joint Rule No. 9 regarding Reengrossed Senate Bill No. 92.

## MOTION

On motion of Mr. Bledsoe, the rules were suspended and House Concurrent Resolution No. 22 was placed on final passage.

House Concurrent Resolution No. 22 was adopted.

The Speaker stated the question before the House to be the motion by Mr. Bledsoe to adopt the report of the Free Conference Committee on Reengrossed Senate Bill No. 92.

Representatives Bluechel and Perry spoke in favor of the motion, and the motion was carried.

FINAL PASSAGE OF SENATE BILL  
AS AMENDED BY FREE CONFERENCE COMMITTEE

The Speaker stated the question before the House to be the final passage of Reengrossed Senate Bill No. 92 as amended by the Free Conference Committee.

## ROLL CALL

The Clerk called the roll on the final passage of Reengrossed Senate Bill No. 92 as amended by the Free Conference Committee, and the bill passed the House by the following vote: Yeas, 54; nays, 42; not voting, 3.

Voting yea: Representatives Adams, Backstrom, Bagnariol, Blair, Bluechel, Bottiger, Brown, Ceccarelli, Charnley, Chatalas, Copeland, Costanti, Cunningham, Douthwaite, Farr, Gilleland, Grant, Hansey, Hoggins, Jastad, Johnson, Jones, Julin, Kilbury, Kirk, Kiskaddon, Knowles, Kopet, Litchman, Luders, Marsh, Martinis, Marzano, Maxie, McDermott, Mentor, Merrill, Moon, North, O'Brien, Pardini, Perry, Rabel, Randall, Savage, Shinpoch, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Zimmerman, Mr. Speaker.

Voting nay: Representatives Amen, Anderson, Barden, Bauer, Beck, Benitz, Berentson, Bledsoe, Bozarth, Bradley, Brouillet, Charette, Conner, Conway, Curtis, Eikenberry, Flanagan, Gallagher, Garrett, Gladder, Goldsworthy, Hatfield, Haussler, Hubbard, Hurley, Jueling, King, Kuehnle, Lysen, May, McCormick, Morrison, Newhouse, Paris, Polk, Richardson, Rosellini, Sawyer, Schumaker, Shera,

Spanton, Wolf.

Not voting: Representatives Kraabel, Ross, Smith.

Reengrossed Senate Bill No. 92 as amended by the Free Conference Committee, 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 Mr. Bledsoe, the House recessed until 1:30 p.m.

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AFTERNOON SESSION  
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The House was called to order at 1:30 p.m. by the Speaker. The Clerk called the roll and all members were present except Representative Copeland who was excused.

MESSAGES FROM THE SENATE

February 18, 1972  
Mr. Speaker: The Senate has concurred in the House amendments to ENGROSSED SENATE BILL NO. 146 and the Senate has passed the bill as amended by the House.  
Sidney R. Snyder, Secretary.

February 18, 1972  
Mr. Speaker: The Senate has passed:  
HOUSE BILL NO. 86,  
and the same is herewith transmitted.  
Sidney R. Snyder, Secretary.

February 18, 1972  
Mr. Speaker: The President has signed:  
SUBSTITUTE HOUSE BILL NO. 47,  
HOUSE BILL NO. 79,  
HOUSE BILL NO. 98,  
HOUSE BILL NO. 159,  
HOUSE BILL NO. 194,  
HOUSE BILL NO. 228,  
HOUSE BILL NO. 240,  
HOUSE BILL NO. 257,  
SUBSTITUTE HOUSE BILL NO. 417,  
HOUSE BILL NO. 469,  
HOUSE BILL NO. 482,  
HOUSE BILL NO. 521,  
and the same are herewith transmitted.  
Sidney R. Snyder, Secretary.

February 18, 1972  
Mr. Speaker: The Senate has adopted the report of the Conference Committee on SUBSTITUTE SENATE BILL NO. 355, and

has granted said committee the powers of Free Conference.  
Sidney R. Snyder, Secretary.

February 18, 1972

Mr. Speaker: The Senate adheres to its position on SUBSTITUTE HOUSE BILL NO. 14 and its amendments thereto, and once again asks the House to concur therewith, and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

#### MOTION

Mr. Morrison moved that the House again insist on its position on Substitute House Bill No. 14 and ask the Senate for a conference thereon.

#### PARLIAMENTARY INQUIRY

Mr. Bottiger: "Mr. Speaker, I believe that the motion that takes precedence is that the House do recede from its position and concur in the Senate amendments."

The Speaker: "Yes, that motion does take precedence over a motion to insist."

#### MOTION

Mr. Bottiger moved that the House recede from its previous position and concur in the Senate amendments to Substitute House Bill No. 14.

Representatives Bottiger, Charette, Anderson and Conway spoke in favor of the motion, and Representatives Rabel, Smythe and Hausser spoke against it.

Mr. Grant demanded an electric roll call and the demand was sustained.

Mr. Bottiger closed debate, speaking in favor of the motion.

#### ROLL CALL

The Clerk called the roll on the motion by Mr. Bottiger that the House recede from its previous position and concur in the Senate amendments to Substitute House Bill No. 14, and the motion was carried by the following vote: Yeas, 62; nays, 34; not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Berentson, Bledsoe, Bottiger, Bradley, Brouillet, Ceccarelli, Charette, Chatalas, Conner, Conway, Costanti, Curtis, Eikenberry, Flanagan, Garrett, Gladder, Grant, Hansey, Hubbard, Hurley, Johnson, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, O'Brien, Pardini, Perry, Randall, Richardson, Rosellini, Savage, Sawyer, Schumaker, Shinpoch, Smith, Spanton, Wanamaker, Williams, Wojahn, Wolf, Zimmerman.

Voting nay: Representatives Benitz, Blair,

Bluechel, Brown, Charnley, Copeland, Cunningham, Douthwaite, Farr, Gallagher, Gilleland, Goldsworthy, Haussler, Hoggins, Jastad, Jones, Juelling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Morrison, Newhouse, North, Paris, Polk, Rabel, Ross, Shera, Smythe, Thompson, Van Dyk, Mr. Speaker.

Not voting: Representatives Bozarth, Hatfield, Kuehnle.

#### FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Substitute House Bill No. 14 as amended by the Senate.

#### ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 14 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 87; nays, 9; not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Bledsoe, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Chatalas, Conner, Conway, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Grant, Hansey, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Juelling, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Randall, Richardson, Rosellini, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Blair, Bluechel, Brown, Charnley, Douthwaite, Jones, Julin, Rabel, Ross.

Not voting: Representatives Copeland, Goldsworthy, Hatfield.

Substitute House Bill No. 14 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.

#### SENATE AMENDMENTS TO HOUSE BILL

February 17, 1972

Mr. Speaker: The Senate has passed ENGROSSED HOUSE BILL NO. 186 with the following amendments:

On page 1, section 2, line 24, following the period add:

"No bonds authorized by this act shall be offered for sale without prior legislative appropriation of the proceeds of such bonds to be sold."

On page 2, section 3, line 1, following "account," strike "of" and insert "hereby created in"

On page 2, section 4, line 6, after "local" and before "improvements" delete "public"

On page 2, section 4, line 20, after "the" delete "department may provide" and insert "legislature may provide for"

On page 4, section 9, line 5, after "requirements" and before "deposit" on line 6 delete ". The state treasurer shall thereupon" and insert ", and on July 1st of each year the state treasurer shall"

On page 4, section 9, line 6, after "disposal" and before "bond" insert "facilities"

On page 4, section 12, line 24, after "local" and before "improvements" delete "public"

On page 4, section 12, line 25, after "bonds" and before "authorized" insert "or notes" and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

#### MOTION

Mr. Morrison moved that the House do concur in the Senate amendments to Engrossed House Bill No. 186.

Mr. Bluechel spoke in favor of the motion, and the motion was carried.

#### FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed House Bill No. 186 as amended by the Senate.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 186 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 82; nays, 15; not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Gallagher, Gilleland, Grant, Hansey, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lysen, Marsh, Marzano, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Shera, Shinpoch, Smith, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Bauer, Beck, Bozarth, Bradley, Flanagan, Garrett, Gladder, Hatfield, Jueling, Kuehnle, Martinis, Maxie, Richardson, Schumaker, Spanton.

Not voting: Representatives Copeland, Goldsworthy.

Engrossed House Bill No. 186 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.

## SENATE AMENDMENTS TO HOUSE BILL

February 17, 1972

Mr. Speaker: The Senate has passed ENGROSSED HOUSE BILL NO. 187 with the following amendments:

On page 1, section 2, line 25, following the period add:

"No bonds authorized by this act shall be offered for sale without prior legislative appropriation of the proceeds of such bonds to be sold."

On page 2, section 3, line 2, following "account" strike "of" and insert "hereby created in"

On page 2, section 4, line 7, after "local" and before "improvements" delete "public"

On page 3, section 9, line 26, after "redemption fund" and before "is created" delete "of 1972"

On page 3, section 9, line 31, after "requirements" and before "deposit" on line 32 delete ". The state treasurer shall thereupon" and insert ", and on July 1st of each year the state treasurer shall"

On page 3, section 9, line 33, before "bond" delete "improvements" and insert "facilities" and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

## MOTION

Mr. Morrison moved that the House do concur in the Senate amendments to Engrossed House Bill No. 187.

Mr. Bluechel spoke in favor of the motion, and the motion was carried.

## FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed House Bill No. 187 as amended by the Senate.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 187 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 66; nays, 30; not voting, 3.

Voting yea: Representatives Amen, Anderson, Backstrom, Barden, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Brouillet, Brown, Ceccarelli, Conner, Conway, Costanti, Cunningham, Curtis, Douthwaite, Farr, Gilleland, Hansey, Haussler, Hoggins, Hubbard, Hurley, Jastad, Jones, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lysen, Marsh, May, McCormick, McDermott, Mentor, Moon, North, O'Brien, Pardini, Paris, Perry, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Shera, Smith, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Adams, Bagnariol, Bauer, Beck, Benitz, Bozarth, Bradley, Charette, Charnley, Chatalas, Eikenberry, Flanagan, Gallagher, Garrett, Gladder, Grant, Hatfield, Juelling, Kuehnle, Martinis,

Marzano, Maxie, Merrill, Morrison, Newhouse, Polk, Richardson, Schumaker, Shinoch, Spanton.

Not voting: Representatives Copeland, Goldsworthy, Johnson.

Engrossed House Bill No. 187 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.

#### STATEMENT FOR THE JOURNAL

I wish to be recorded as voting no on final passage of Engrossed House Bill No. 187 as amended by the Senate.

EDWARD LUDERS, District 5-B.

#### SENATE AMENDMENTS TO HOUSE BILL

February 17, 1972

Mr. Speaker: The Senate has passed ENGROSSED HOUSE BILL NO. 189 with the following amendments:

On page 1, section 2, line 20, after "of" strike "seventy" and insert "forty"

On page 1, section 2, line 25, following the period add:

"No bonds authorized by this act shall be offered for sale without prior legislative appropriation of the proceeds of such bonds to be sold."

On page 2, section 3, line 2, following "account" strike "of" and insert "hereby created in"

On page 2, section 4, line 7, after "local" and before "improvements" delete "public"

On page 2, section 4, line 10, after "administered" and before "by" on line 11 insert ", subject to legislative appropriation,"

On page 2, section 4, line 19, after "administered" and before "by" on line 11, insert ", subject to legislative appropriation,"

On page 2, section 4, line 30, after "commission" and before "for" insert ", subject to legislative appropriation,"

On page 3, section 4, line 2 after the period insert a new paragraph as follows:

"In the event that the bonds authorized by this act are sold in more than one series the above division into shares shall apply to the total proceeds of the bonds authorized by this act and not to the proceeds of each separate series."

On page 4, section 9, line 15, after "fund" and before "is" delete "of 1972"

On page 4, section 9, line 20, after "requirements" and before "deposit" on line 21 delete ". The state treasurer shall thereupon" and insert ", and on July 1st of each year the state treasurer shall"

On page 4, section 9, line 21, after "the" and before "recreation" in line 22 delete "public" and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

## MOTION

Mr. Morrison moved that the House do concur in the Senate amendments to Engrossed House Bill No. 189.

Mr. Bluechel spoke in favor of the motion.

## POINT OF INQUIRY

Mr. Bluechel yielded to question by Mr. Douthwaite.

Mr. Douthwaite: "I would like to ask Mr. Bluechel to give us some rationale as to why this thirty million dollars has been dropped out of here."

Mr. Bluechel: "The reason is that there were only twenty-three Senate votes to retain the seventy million dollars."

The motion by Mr. Morrison was carried.

## FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed House Bill No. 189 as amended by the Senate.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 189 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 64; nays, 33; not voting, 2.

Voting yea: Representatives Anderson, Backstrom, Barden, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Costanti, Cunningham, Curtis, Douthwaite, Farr, Gilleland, Grant, Hansey, Haussler, Hoggins, Jastad, Johnson, Jones, Julin, Kilbury, King, Kirk, Kiskaddon, Kraabel, Litchman, Luders, Marsh, Marzano, May, McCormick, McDermott, Mentor, Moon, North, O'Brien, Pardini, Paris, Perry, Rabel, Randall, Rosellini, Ross, Sawyer, Shera, Smith, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Adams, Amen, Bagnariol, Bauer, Beck, Benitz, Bozarth, Bradley, Eikenberry, Flanagan, Gallagher, Garrett, Gladder, Hatfield, Hubbard, Hurley, Juelling, Knowles, Kopet, Kuehnle, Lysen, Martinis, Maxie, Merrill, Morrison, Newhouse, Polk, Richardson, Savage, Schumaker, Shipoch, Spanton, Wojahn.

Not voting: Representatives Copeland, Goldsworthy.

Engrossed House Bill No. 189 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.

## SENATE AMENDMENTS TO HOUSE BILL

February 17, 1972

Mr. Speaker: The Senate has passed ENGROSSED HOUSE BILL NO. 190 with the following amendments:

On page 1, section 2, line 20, after "of" strike "thirty" and insert "twenty-five"

On page 1, section 2, line 25, following the period insert: "No bonds authorized by this act shall be offered for sale without prior legislative appropriation of the proceeds of such bonds to be sold."

On page 2, section 4, line 9, after "services" and before the period insert ", subject to legislative appropriation"

On page 4, section 9, line 2, after "requirements" and before "deposit" on line 3, delete ". The state treasurer shall thereupon" and insert ", and on July 1 of each year the state treasurer shall" and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

## MOTION

Mr. Morrison moved that the House do concur in the Senate amendments to Engrossed House Bill No. 190.

Mr. Bluechel spoke in favor of the motion, and the motion was carried.

## FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed House Bill No. 190 as amended by the Senate.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 190 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 75; nays, 22; not voting, 2.

Voting yea: Representatives Amen, Anderson, Backstrom, Barden, Bauer, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Costanti, Cunningham, Curtis, Douthwaite, Farr, Flanagan, Garrett, Gilleland, Grant, Hansey, Hatfield, Hoggins, Hubbard, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Kraabel, Kuehnle, Litchman, Luders, Marsh, Marzano, May, McCormick, McDermott, Mentor, Moon, Newhouse, North, O'Brien, Pardini, Paris, Perry, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Shera, Shinpoch, Smith, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Adams, Bagnariol, Beck, Bozarth, Bradley, Eikenberry, Gallagher, Gladder, Haussler, Hurley, Jastad, Knowles, Kopet, Lysen, Martinis, Maxie, Merrill, Morrison, Polk, Richardson, Schumaker, Spanton.

Not voting: Representatives Copeland, Goldsworthy.

Engrossed House Bill No. 190 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.

## STATEMENT FOR THE JOURNAL

My vote cast for Engrossed House Bill No. 190 as amended by the Senate should have been nay.

HENRY BACKSTROM, 39th District.

## STATEMENT FOR THE JOURNAL

I wish to be recorded as voting no on final passage of Engrossed House Bill No. 190 as amended by the Senate.

EDWARD LUDERS, District 5-B.

## SENATE AMENDMENTS TO HOUSE BILL

February 17, 1972

Mr. Speaker: "The Senate has passed SUBSTITUTE HOUSE BILL NO. 381 with the following amendments:

On page 1 strike everything after the enacting clause and insert the following:

NEW SECTION. Section 1. The community colleges of the State of Washington have more than doubled their enrollment since 1966, including a three hundred percent increase in occupational education. The capital fund resources of the state community college system are not adequate to meet the facility needs of today's students. Major increments of community college facilities will be needed to serve the still growing numbers of commuting youth and adults attending the community college system. A determination of the facility needs of each college has been made through the uniform application of guidelines developed by the state board for community college education to evaluate facility needs.

NEW SECTION. Sec. 2. For the purpose of providing funds for the acquisition, construction and improvement of community college facilities in this state, the state finance committee is authorized to issue, at any time prior to January 1, 1980, general obligation bonds of the state of Washington in the sum of fifty million dollars or so much thereof as may be required to finance the improvements defined in this act and all costs incidental thereto. These bonds shall be paid and discharged within twenty years of the date of issuance, or within thirty years, should Article VIII of the Constitution of the state of Washington be amended to permit such longer term. No bonds authorized by this act shall be offered for sale without prior legislative appropriation of the proceeds of such bonds to be sold.

NEW SECTION. Sec. 3. The proceeds from the sale of bonds authorized by this act and any interest earned on the interim investment of such proceeds, shall be deposited in the community college capital improvements account hereby created in the general fund and shall be used exclusively for the purposes specified in this act and for payment of

the expenses incurred in the issuance and sale of the bonds.

NEW SECTION. Sec. 4. The proceeds from the sale of bonds deposited in the community college capital improvements account shall be administered and expended by the state board for community college education subject to legislative appropriation.

NEW SECTION. Sec. 5. For the purposes of this act, the term 'community college facilities' shall mean and include, but not be limited to, vocational facilities, including capital equipment acquisition, and such other specific projects as approved and funded for planning purposes by the legislature which shall include general education classrooms, science laboratories, faculty offices, student dining facilities, library and media facilities, offices for student personnel services and administrative personnel, and all real property and interests therein, equipment, parking facilities, utilities, appurtenances and landscaping incidental to such facilities.

NEW SECTION. Sec. 6. If the general obligation bond issue provided within this act is ratified at the 1972 general election, then the state board for community college education shall submit to the governor for the 1973 Legislature, a list of projects to be funded during the six-year capital program for 1973-79. Included within the project description may be the amount of necessary planning funds per project not to exceed one percent of the project cost which shall be appropriated from the general fund directly for planning purposes and shall not be derived from the proceeds of the bond issue as provided by this act.

NEW SECTION. Sec. 7. This act shall be submitted to the people for their adoption and ratification, or rejection, at the general election to be held in this state on the Tuesday next succeeding the first Monday in November, 1972, in accordance with the provisions of section 3, Article VIII of the Constitution of the state of Washington, and in accordance with the provisions of section 1, Article II of the Constitution of the state of Washington, as amended, and the laws adopted to facilitate the operation thereof.

NEW SECTION. Sec. 8. The state finance committee is authorized to prescribe the form, terms, conditions and covenants of the bonds, the time or times of sale of all or any portion of them, and the conditions and manner of their sale and issuance. None of the bonds herein authorized shall be sold for less than their par value.

NEW SECTION. Sec. 9. When the state finance committee has decided to issue such bonds or a portion thereof, it may, pending the issuing of such bonds, issue, in the name of the state, temporary notes in anticipation of the money to be derived from the sale of such bonds, which notes shall be designated as "anticipation notes". Such portion of the proceeds of the sale of such bonds as may be required for such purpose shall be applied to the payment of the principal of and interest on such anticipation notes which have been issued. The bonds and notes shall pledge the full faith and credit of the state of Washington and shall contain an unconditional promise to

pay the principal and interest when due. The state finance committee may authorize the use of a printed facsimile of the seal of the state of Washington in the issuance of bonds and notes.

NEW SECTION. Sec. 10. The community college capital improvements bond redemption fund of 1972 is created in the state treasury. This fund shall be exclusively devoted to the payment of interest on and retirement of the bonds authorized by this act. The state finance committee shall, on or before June 30 of each year, certify to the state treasurer the amount needed in the ensuing twelve months to meet bond retirement and interest requirements, and on July 1 of each year, the state treasurer shall deposit such amount in the community college capital improvements bond redemption fund of 1972 from moneys transmitted to the state treasurer by the department of revenue and certified by the department of revenue to be retail sales tax collections. Such amount certified by the state finance committee to the state treasurer shall be a prior charge against all retail sales tax revenues of the state of Washington, except that portion thereof heretofore pledged for the payment of bond principal and interest.

The owner and holder of each of the bonds or the trustee for any of the bonds may by mandamus or other appropriate proceeding require the transfer and payment of funds as directed herein.

NEW SECTION. Sec. 11. The legislature may provide additional means for raising moneys for the payment of the principal and interest of the bonds authorized herein, and this act shall not be deemed to provide an exclusive method for such payment.

NEW SECTION. Sec. 12. The bonds herein authorized shall be a legal investment for all state funds or for funds under state control and for all funds of municipal corporations.

NEW SECTION. Sec. 13. Upon adoption and ratification by the people as provided for in section 7 of this act, sections 1 through 12 herein shall constitute a new chapter in Title 28B RCW."

On page 1, line 1 of the title, after "government;" strike the remainder of the title and insert the following: "authorizing the issuance and sale of state general obligation bonds to provide needed community college facilities; providing ways and means for the payment of such bonds; providing for the submission of this act to a vote of the people; and adding a new chapter to Title 28B RCW."

On page 1, line 1 of the title, after "government;" strike the remainder of the title and insert the following: "authorizing the issuance and sale of state general obligation bonds to provide needed community college facilities; providing ways and means for the payment of such bonds; providing for the submission of this act to a vote of the people; and adding a new chapter to Title 28B RCW."

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

## MOTION

Mr. Morrison moved that the House concur in the Senate amendments to Substitute House Bill No. 381.

Mr. Benitz spoke in favor of the motion, and the motion was carried.

## FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Substitute House Bill No. 381 as amended by the Senate.

## MEMBER EXCUSED FROM VOTING

Mr. Spanton: "Mr. Speaker, I would request permission to have inserted in the Journal the request that I be excused from voting because of a conflict in interest."

The Speaker: "Your remarks will be noted."

## POINT OF ORDER

Mr. Savage: "I think if a person has a conflict of interest, and he wants to be excused from voting, he has to be excused by a vote of the House."

## RULING BY THE SPEAKER

The Speaker: "That is not the way I read it, Mr. Savage. The constitutional provision is that: '. . . A member who has a private interest in any bill or measure proposed or pending before the legislature, shall disclose the fact to the house of which he is a member, and shall not vote thereon.' (Washington State Constitution, Art. 2, sec. 30.) House Rule 66 provides: 'No member shall vote on any question in the event of which he is immediately or particularly interested, or in any case when he is not within the bar of the house before the last name was called, unless by unanimous consent; . . .' I would assume that where he has a particular interest, which was previously disclosed by Mr. Spanton, as his reason for not voting in accordance with the rule, that the vote of this body is only required in the event he asks for the opportunity to vote, in which event it then must be unanimous."

Mr. Savage: "Mr. Speaker, I refer you to House Rule 64. I am not objecting at all to his being excused. In fact, I would be glad to make the motion, but it requires the House, according to Rule 64, to excuse a member. The Speaker can excuse a member from attending if for some reason he cannot get here, or some circumstance beyond his control. In that case, the Speaker can excuse him and he wouldn't be here to vote. But when he is here, then the House should move that he be excused. There is no debate

by the other members. He gives his reasons and the House votes. I would certainly think they would be reasonable and excuse him if they thought he had a good reason."

## POINT OF ORDER

Mr. Barden: "Mr. Speaker, on January 31 of this year, the House excused Representative Spanton from voting on Substitute House Bill No. 381."

## RULING BY THE SPEAKER

The Speaker: "The point of order of Mr. Savage is not well taken."

Mr. Benitz spoke again in favor of passage of Substitute House Bill No. 381 as amended by the Senate.

## ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 381 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 86; nays, 9; not voting, 4.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Barden, Bauer, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Gallagher, Garrett, Gilleland, Gladder, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kraabel, Kuehne, Litchman, Luders, Lysen, Marsh, Marzano, Maxie, May, McCormick, McDermott, Mentor, Moon, Morrison, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Bagnariol, Beck, Bradley, Flanagan, Hurley, Kopet, Martinis, Merrill, Newhouse.

Not voting: Representatives Conway, Copeland, Goldsworthy, Spanton.

Substitute House Bill No. 381 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.

## REPORT OF FREE CONFERENCE COMMITTEE

February 18, 1972

Mr. Speaker:

Mr. President:

We, of your Free Conference Committee, to whom was referred SUBSTITUTE SENATE BILL NO. 355, limiting the variances in the total allocation factor in regard to

disbursement of motor vehicle revenues, have had the same under consideration, and we recommend that the bill be amended as follows:

Strike the House amendment to Substitute Senate Bill No. 355 by Representative Smythe on page 6, line 26, and section 2 on page 6, line 27, and insert on page 6, line 26, following section 1 new sections to read as follows:

"NEW SECTION. Sec. 2. There is added to chapter 130, Laws of 1971 ex. sess. and to chapter 47.30 RCW a new section to read as follows:

Where an existing highway severs, or where the right-of-way of an existing highway accommodates or would accommodate, or where the separation of motor vehicle traffic from pedestrians, equestrians, or bicyclists will materially benefit the safety of the traveling public by the provision within the right-of-way of facilities for pedestrians, equestrians, or bicyclists which are part of a comprehensive trail plan adopted by federal, state, or local governmental authority having jurisdiction over the trail, the state highway commission, or the county or city having jurisdiction over the highway, road, or street, or facility is authorized to expend reasonable amounts out of the funds made available to them, according to the provisions of RCW 46.68.100, as necessary for the planning, accommodation, establishment, and maintenance of such facilities.

NEW SECTION. Sec. 3. There is added to chapter 130, Laws of 1971 ex. sess. and to chapter 47.30 RCW a new section to read as follows:

Before establishing paths and trails, the following factors shall be considered:

- (1) Public safety;
- (2) The cost of such paths and trails as compared to the need or probable use;
- (3) Inclusion of the trail in a plan for a comprehensive trail system adopted by a city or county in a state or federal trails plan.

NEW SECTION. Sec. 4. There is added to chapter 130, Laws of 1971 ex. sess. and to chapter 47.30 RCW a new section to read as follows:

The amount expended by the highway department or by a city, town, or county as authorized by section 2 of this 1972 amendatory act shall never in any one fiscal year be less than one-half percent of the total amount of funds received from the motor vehicle fund according to the provisions of RCW 46.68.100: PROVIDED, That this section does not apply to a city or town in any year in which the one-half percent equals five hundred dollars or less, or to a county in any year in which the one-half percent equals three thousand dollars or less: PROVIDED FURTHER, That a city, town or county in lieu of expending the funds each year may credit the funds to a financial reserve or special fund, to be held for not more than ten years, and to be expended for the purposes required or permitted by section 2 of this 1972 amendatory act.

NEW SECTION. Sec. 5. There is added to chapter 130, Laws of 1971 ex. sess. and to chapter 47.30 RCW a new section to read as follows:

For the purposes of this chapter, the establishment of paths and trails and the expenditure of funds as

authorized by section 2 of this 1972 amendatory act shall be deemed to be for highway, road and street purposes. The department of highways shall, when requested, and subject to reimbursement of costs, provide technical assistance and advice to cities, towns, and counties in carrying out the purposes of section 2 of this 1972 amendatory act. The department shall recommend construction standards for paths and trails. The department shall provide a uniform system of signing paths and trails which shall apply to paths and trails under the jurisdiction of the department and of cities, towns, and counties. The department and cities, towns, and counties may restrict the use of paths and trails under their respective jurisdictions to pedestrians, equestrians, and nonmotorized vehicles.

Sec. 6. Section 46.68.070, chapter 12, Laws of 1961 and RCW 46.68.070 are each amended to read as follows:

There is created in the state treasury a permanent fund to be known as the motor vehicle fund to the credit of which shall be deposited all moneys directed by law to be deposited therein. This fund shall be for the use of the state, and through state agencies, for the use of counties, cities, and towns for proper road, street, and highway purposes, including the purposes of section 2 of this 1972 amendatory act.

Sec. 7. Section 46.68.130, chapter 12, Laws of 1961 as last amended by section 6, chapter 91, Laws of 1971 1st ex. sess. and RCW 46.68.130 are each amended to read as follows:

The net tax amount distributed to the state in the manner provided by RCW 46.68.100, and all moneys accruing to the motor vehicle fund from any other source, less such sums as are properly appropriated and reappropriated for expenditure for costs of collection and administration thereof, shall be expended by the department of highways, subject to proper appropriation and reappropriation, for state highways and other proper department of highways purposes, including the purposes of section 2 of this 1972 amendatory act.

NEW SECTION. Sec. 8. If any provision of this 1972 amendatory act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 9. Section 1 of this 1972 amendatory act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

Signed by Senators Henry, Washington and Guess; Representatives Smythe, Berentson and Luders.

#### MOTION

Mr. Morrison moved that the House adopt the report of the Free Conference Committee on Substitute Senate Bill No. 355.

## INTRODUCTION AND FIRST READING

HOUSE CONCURRENT RESOLUTION NO. 26, by Representative Morrison:

Suspending certain provisions of Joint Rule No. 9 regarding Substitute Senate Bill No. 355.

## MOTION

On motion of Mr. Morrison, the rules were suspended and House Concurrent Resolution No. 26 was placed on final passage.

House Concurrent Resolution No. 26 was adopted.

The Speaker stated the question before the House to be the motion by Mr. Morrison to adopt the report of the Free Conference Committee on Substitute Senate Bill No. 355.

Representatives Smythe, Beck and Bradley spoke in favor of the motion.

The motion was carried.

FINAL PASSAGE OF SENATE BILL  
AS AMENDED BY FREE CONFERENCE COMMITTEE

The Speaker stated the question before the House to be the final passage of Substitute Senate Bill No. 355 as amended by the Free Conference Committee.

Mr. Smythe spoke in favor of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 355 as amended by the Free Conference Committee, and the bill passed the House by the following vote: Yeas, 94; nays, 2; not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conway, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Conner, Farr.

Not voting: Representatives Copeland, Flanagan, Van Dyk.

Substitute Senate Bill No. 355 as amended by the Free Conference Committee, 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.

## REPORTS OF STANDING COMMITTEES

February 17, 1972

ENGROSSED SECOND SUBSTITUTE SENATE BILL NO. 206, Prime Sponsor: Senator Durkan, relating to Washington state teachers' retirement system, reported by Committee on Appropriations.

MAJORITY recommendation: Do pass with the following amendments:

On page 6, section 5, line 7, of the printed bill and of the engrossed bill, after "law" strike ";" and insert ": PROVIDED, That such transferees who elect to retire shall be eligible for a retirement allowance as provided by chapter 41.32 RCW as now or hereafter amended through June 30, 1973 and thereafter shall be eligible for a retirement allowance as provided by chapter 41.40 RCW as now or hereafter amended;"

On page 7, line 27, of the printed bill and of the engrossed bill add a new section following section 5 as follows:

"NEW SECTION. Sec. 6. A publicly elected official who having served twelve consecutive years in office and who, retiring from office on or before January 10, 1973 and who is currently a member of the Washington State Teachers' Retirement System, may transfer to the Washington Public Employees' Retirement System provided such transfer is made by February 1, 1973."

Renumber the remaining sections consecutively.

Signed by Representatives Backstrom, Brouillet, Chatalas, Costanti, Hoggins, Kirk, Luders, Lysen, Marsh, Maxie, McDermott, Mentor, Merrill, Moon, North, Paris, Rosellini, Ross, Savage, Thompson, Van Dyk, Wojahn.

## MOTION

Mr. Bledsoe moved that the rules be suspended, Engrossed Second Substitute Senate Bill No. 206 be advanced to second reading and read the second time in full.

Mr. Hoggins spoke in favor of the motion, and the motion was carried.

The bill was read the second time.

Committee on Financial Institutions and Insurance recommendation: Majority, do pass as amended. (For amendments see Journal for thirty-ninth day, February 17, 1972.)

On motion of Mr. Shera, the committee amendments by the Committee on Financial Institutions and Insurance were adopted.

Mr. Goldsworthy moved adoption of the first amendment by the Committee on Appropriations.

Mr. Hoggins spoke in favor of the amendment, and the amendment was adopted.

Mr. Goldsworthy moved adoption of the second committee amendment by the Committee on Appropriations.

Mr. Hoggins spoke in favor of the amendment, and the amendment was adopted.

Mr. Pardini moved adoption of the following amendment:

On page 5, strike all of section 5.

Renumber the remaining sections consecutively.

Representatives Pardini and Hoggins spoke in favor of the amendment.

The amendment by Mr. Pardini was adopted.

On motion of Mr. Shera, the following amendment was adopted:

On page 7, section 6, lines 29 and 30 strike "seven hundred eighty-one" and insert "twenty-five" and on line 30 after "thousand" strike "three hundred seventy-four"

On motion of Mr. Wolf, the following amendment by Representatives Wolf and Barden was adopted:

On page 8, line 5 insert a new section 8 as follows:

"NEW SECTION. Sec. 8. Notwithstanding any other provision of law, any funds appropriated to the Washington state teachers' retirement system from the general fund for the biennium ending June 30, 1973, shall be reduced by the appropriations contained in this act."

Renumber the remaining sections consecutively.

The Clerk read the following amendment by Mr. Barden:

On page 8, section 8, line 6 after "1972" and before the period insert "except section five which will be effective July 1, 1973 and all persons retiring between July 1, 1972 and July 1, 1973 under the provisions of chapter 41.32 RCW will be permitted to retire under the provisions of chapter 41.40 RCW effective July 1, 1973"

With the consent of the House, Mr. Barden withdrew the amendment.

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Second Substitute Senate Bill No. 206 as amended by the House was placed on final passage.

Representatives Shera, Pardini, King and Anderson spoke in favor of the bill, and Representative Bagnariol spoke against it.

Mr. Grant demanded the previous question and the demand was sustained.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Second Substitute Senate Bill No. 206 as amended by the House, and the bill passed the House by the following vote: Yeas, 96; nays, 2; not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Bagnariol, Pardini.

Not voting: Representative Copeland.

Engrossed Second Substitute Senate Bill No. 206 as amended by the House, 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.

#### STATEMENT FOR THE JOURNAL

My vote no on Engrossed Second Substitute Senate Bill No. 206 as amended by the House was not a vote against the intent of the bill, but a vote to be in a position to be on the conference committee, if any, to aid the bill.

A. J. PARDINI, 6th District.

#### MOTIONS

On motion of Mr. Morrison, Engrossed Second Substitute Senate Bill No. 206 as amended by the House was ordered transmitted immediately to the Senate.

On motion of Mr. Morrison, Engrossed Substitute Senate Bill No. 261 was placed at the top of today's second reading calendar.

#### PERSONAL PRIVILEGE

Mr. Randall: "Mr. Speaker, just in reflecting on the passage of retirement bills this session and the

previous sessions, along with the degree of unfunded liability it has created, I think this body should consider seriously at our next session a nonpublic employee resident retirement bill, funded by employee contributions . . ."

ADMONITION BY THE SPEAKER

The Speaker: "Mr. Randall, I don't regard that as proper under personal privilege."

SECOND READING

ENGROSSED SUBSTITUTE SENATE BILL NO. 261, by Committee on Ways and Means (Originally sponsored by Senators Mardesich, Peterson (Ted) and Durkan):

Licensing journeymen plumbers.

The bill was read the second time.

The Speaker declared the House to be at ease.  
The Speaker called the House to order.

On motion of Mr. Polk, the following amendment was adopted:

On page 2, section 4, line 23 after the period insert: "To be eligible to take the examination the applicant must have worked as an apprentice plumber, as defined in section 1, for three years. No other requirement for eligibility may be imposed."

On motion of Mr. Mentor, the following amendment was adopted:

On page 3, section 6, line 22 of the engrossed bill, being line 24 of the printed bill after "hold" and before "examinations" insert "written"

Mr. Julin moved adoption of the following amendment:

On page 3, section 6, line 23 strike section 6 and renumber the remaining sections accordingly.

Representatives Julin and Curtis spoke in favor of the amendment, and Representatives King, Kilbury and Mentor spoke against it.

Mr. Julin closed debate, speaking in favor of the amendment.

The amendment by Mr. Julin was lost on a rising vote.

Mr. Curtis moved adoption of the following amendments:

On page 4, section 8, line 17 of the engrossed bill, being line 2 of the Senate amendment, after "was" strike "bona fide engaged in the business or trade of plumbing on the effective date of this act" and insert "engaged in a bona fide business or trade of plumbing"

On page 4, section 8, line 23 of the engrossed bill, being line 24 of the printed bill, strike "affidavits" and

insert "such evidence"

On page 4, section 9, line 28 of the engrossed bill, being line 29 of the printed bill, after "journeyman" strike "between" and insert "during"

On page 5, section 9, line 3 of the engrossed bill being line 4 of the printed bill, after "with" strike "the affidavit" and insert "such evidence"

On page 5, section 10, line 10 of the engrossed bill, being line 11 of the printed bill after "the" strike "provisions" and insert "provisions"

On page 7, section 15, line 18 of the engrossed bill, being the last line of the Senate amendment, after "plumbing" insert ": AND PROVIDED FURTHER, That nothing in this chapter shall be construed to limit or abridge the authority of any city or town to levy and collect a general and nondiscriminatory license fee levied upon all businesses, or to levy a tax based upon gross business conducted by any firm within said city or town"

Representatives Curtis and Bottiger spoke in favor of the amendments.

The amendments by Mr. Curtis were adopted.

Mr. Wolf moved that the rules be suspended, the second reading considered the third, and Engrossed Substitute Senate Bill No. 261 as amended by the House be placed on final passage.

Mr. Julin demanded an electric roll call and the demand was sustained.

Mr. Curtis spoke against the motion, and Mr. Grant spoke in favor of it.

#### ROLL CALL

The Clerk called the roll on the motion by Mr. Wolf to suspend the rules and advance Engrossed Substitute Senate Bill No. 261 as amended by the House to third reading and final passage, and the motion was lost by the following vote: Yeas, 60; nays, 37; not voting, 2.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Berentson, Bledsoe, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Costanti, Cunningham, Douthwaite, Gallagher, Grant, Haussler, Hoggins, Hurley, Jastad, Johnson, Kilbury, King, Kiskaddon, Knowles, Kuehne, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, O'Brien, Paris, Perry, Randall, Rosellini, Savage, Sawyer, Shinpoch, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Mr. Speaker.

Voting nay: Representatives Amen, Benitz, Blair, Bluechel, Brown, Conway, Curtis, Eikenberry, Farr, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Hubbard, Jones, Juelling, Julin, Kirk, Kopet, Kraabel, Morrison, Newhouse, North, Pardini, Polk, Rebel, Richardson, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Wolf, Zimmerman.

Not voting: Representatives Copeland, Flanagan.

## MESSAGES FROM THE SENATE

February 18, 1972

Mr. Speaker: The Senate has adopted the report of the Free Conference Committee on ENGROSSED SENATE BILL NO. 27, and has passed the bill as amended by the Free Conference Committee.

Sidney R. Snyder, Secretary.

February 18, 1972

Mr. Speaker: The Senate has adopted:  
HOUSE CONCURRENT RESOLUTION NO. 23  
and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

February 18, 1972

Mr. Speaker: The President has signed:  
SENATE CONCURRENT RESOLUTION NO. 11  
and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

February 18, 1972

Mr. Speaker: The Senate has adopted:  
HOUSE CONCURRENT RESOLUTION NO. 24  
and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

February 18, 1972

Mr. Speaker: The Senate has adopted the report of the Free Conference Committee on ENGROSSED SENATE BILL NO. 4, and has passed the bill as amended by the Free Conference Committee.

Sidney R. Snyder, Secretary.

February 18, 1972

Mr. Speaker: The Senate has adopted the report of the Conference Committee on ENGROSSED HOUSE BILL NO. 177, and has granted said committee the powers of Free Conference and said report is herewith transmitted.

Sidney R. Snyder, Secretary.

## REPORT OF CONFERENCE COMMITTEE

February 18, 1972

Mr. President:

Mr. Speaker:

We, of your Conference Committee, to whom was referred ENGROSSED HOUSE BILL NO. 177, providing for the state to pay the costs of an appeal constitutionally guaranteed to a person unable to pay such costs, have had the same under consideration, and we recommend that we be accorded the powers of Free Conference as we are unable to agree on matters directly at issue between the two houses.

Items at issue between House and Senate:

The Senate amendments dealing with state payments of costs in habeas corpus proceedings.

New proposed items within scope and object of original bill:

Need revised language dealing with costs in habeas corpus proceedings to provide state will pay these costs

only when required by the Constitution, and not in every case.

Revised language agreed upon by your conferees which will be the language of the proposed Free Conference report:

Concur in Senate amendments and add:

On page 2, section 1, line 6 after "determined" and before "to be" insert "to have a constitutional right to a free transcript and"

On page 2, section 2, line 20 after "determined" and before "to be" insert "to have a constitutional right to obtain a review and"

Signed by Senators Woodall, Francis and Knoblauch; Representatives Eikenberry, Knowles, Ross.

#### MOTION

On motion of Mr. Morrison, the report of the Conference Committee on Engrossed House Bill No. 177 was adopted and the committee was granted the powers of Free Conference.

The Speaker declared the House to be at ease.  
The Speaker called the House to order.

#### MESSAGES FROM THE SENATE

February 18, 1972

Mr. Speaker: The Senate has passed:

ENGROSSED SENATE BILL NO. 207

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

#### MOTION

On motion of Mr. Morrison, the House reverted to the fourth order of business.

#### INTRODUCTION AND FIRST READING

ENGROSSED SENATE BILL NO. 207, by Senator Lewis:

AN ACT Relating to revenue and taxation of timber and forest lands; amending section 7, chapter 294, Laws of 1971 ex. sess. and RCW 82.04.291; amending section 8, chapter 294, Laws of 1971 ex. sess. and RCW 84.33.080; and amending section 9, chapter 294, Laws of 1971 ex. sess. and RCW 84.33.090; amending section 12, chapter 294, Laws of 1971 ex. sess. and RCW 84.33.120; amending section 14, chapter 294, Laws of 1971 ex. sess. and RCW 84.33.140; amending section 18, chapter 294, Laws of 1971 ex. sess. and RCW 84.33.180; repealing section 84.32.010, chapter 15, Laws of 1961 and RCW 84.32.010; repealing section 84.32.020, chapter 15, Laws of 1961 and RCW 84.32.020; repealing section 84.32.030, chapter 15, Laws of 1961 and RCW 84.32.030; repealing section 84.32.050, chapter 15, Laws of 1961 and RCW 84.32.050; repealing section 84.32.070, chapter 15, Laws of 1961 and RCW 84.32.070; repealing section

84.32.080, chapter 15, Laws of 1961 and RCW 84.32.080; repealing section 84.32.090, chapter 15, Laws of 1961 and RCW 84.32.090; repealing section 84.32.100, chapter 15, Laws of 1961 and RCW 84.32.100; repealing section 84.32.110, chapter 15, Laws of 1961 and RCW 84.32.110; and repealing section 84.32.120, chapter 15, Laws of 1961 and RCW 84.32.120.

To Committee on Revenue and Taxation.

The Speaker declared the House to be at ease.  
The Speaker called the House to order.

#### INTRODUCTION AND FIRST READING

HOUSE CONCURRENT RESOLUTION NO. 25, by Representatives Chatalas and Newhouse:

Amending Senate Concurrent Resolution No. 2 to limit 2nd Extraordinary Session of 42nd Legislature to forty-one days.

On motion of Mr. Morrison, the rules were suspended, House Concurrent Resolution No. 25 was advanced to second reading and read the second time.

On motion of Mr. Morrison, the rules were suspended, the second reading considered the third, and House Concurrent Resolution No. 25 was placed on final passage.

Representatives Morrison and Chatalas spoke in favor of the resolution.

#### POINT OF INQUIRY

Mr. Morrison yielded to question by Mr. O'Brien.

Mr. O'Brien: "Do you have a time limit tomorrow, on the forty-first day? When would you knock it off?"

Mr. Morrison: "When we are good and ready, Mr. O'Brien."

Mr. O'Brien: "That's what we are afraid of."

Mr. Smith spoke against the resolution.

House Concurrent Resolution No. 25 was adopted.

#### MESSAGES FROM THE SENATE

February 18, 1972  
Mr. Speaker: The Senate has adopted the report of the Free Conference Committee on ENGROSSED SENATE BILL NO. 45, and has passed the bill as amended by the Free Conference Committee.

Bill Gleason, Assistant Secretary.

February 18, 1972  
Mr. Speaker: The Senate has adopted the report of the Free Conference Committee on SENATE BILL NO. 173, and has passed the bill as amended by the Free Conference Committee.  
Sidney R. Snyder, Secretary.

February 18, 1972  
Mr. Speaker: The Senate has adopted:  
HOUSE CONCURRENT RESOLUTION NO. 21  
and the same is herewith transmitted.  
Sidney R. Snyder, Secretary.

February 18, 1972  
Mr. Speaker: The Senate has passed:  
SUBSTITUTE HOUSE BILL NO. 313  
and the same is herewith transmitted.  
Sidney R. Snyder, Secretary.

PERSONAL PRIVILEGE

Mr. Martinis: "As one of the sponsors of House Bill No. 244, I wish to make a statement for the record relative to the legislative intent contained in House Bill No. 244 as now passed by the House and the Senate. The bill relates solely to the Shoreline Management Act of 1971 and eliminates the power of eminent domain for the department and local governments in acquiring lands and easements within shorelines of the state. But such prohibition is limited solely to the exercise of other powers and is not intended that the legislature repeal by implication, or otherwise, any of the other statutory powers of eminent domain granted to the state and its political subdivisions. Those powers remain intact and it should be obvious that political subdivisions may continue to exercise eminent domain for other purposes such as the acquisition of sewer easements, water easements and other governmental and proprietary functions under authority granted to them by general and specific eminent domain statutes."

PERSONAL PRIVILEGE

Mr. Amen: "Mr. Speaker, I just wanted to state that I concur wholeheartedly with the remarks of Representative Martinis. These are my feelings on this also."

PERSONAL PRIVILEGE

Mr. Hubbard: "The statement just made by Mr. Martinis into the record is not the concurrence of all of us who were sponsors of this bill or who worked on this bill. It is our intention (and for the record) that the elimination of eminent domain in shoreline management proceedings under the Shoreline Management Act is to eliminate the possibility of the state in any of its functions to encroach upon private property or take private property from individual citizens by the right of eminent domain in any way, or in any regard, whatsoever."

## PERSONAL PRIVILEGE

Mr. Wolf: "As a sponsor of House Bill No. 244, I concur in the remarks inserted in the Journal by Representative Hubbard."

## MESSAGES FROM THE SENATE

February 18, 1972  
Mr. Speaker: The Senate has adopted the report of the Free Conference Committee on ENGROSSED HOUSE BILL NO. 221, and has passed the bill as amended by the Free Conference Committee, and said bill, together with the Free Conference report, is herewith transmitted.

Bill Gleason, Assistant Secretary.

## REPORT OF FREE CONFERENCE COMMITTEE

February 17, 1972

Mr. Speaker:  
Mr. President:

We, of your Free Conference Committee, to whom was referred ENGROSSED HOUSE BILL NO. 221, clarifying provisions relative to motor fuel tax exemption, have had the same under consideration, and we recommend that the bill be amended as follows:

On page 5, line 32, after "within the" and before "day" strike "fifteen" and insert "thirty"

Signed by Senators Washington, Huntley and Henry;  
Representatives Wanamaker, Gallagher and Gilleland.

## MOTION

Mr. Bledsoe moved that the House adopt the report of the Free Conference Committee on Engrossed House Bill No. 221.

## MESSAGES FROM THE SENATE

February 18, 1972

Mr. Speaker: The Senate has adopted:  
SENATE CONCURRENT RESOLUTION NO. 13  
and the same is herewith transmitted.

Bill Gleason, Assistant Secretary.

## INTRODUCTION AND FIRST READING

SENATE CONCURRENT RESOLUTION NO. 13, by Senators Washington, Huntley and Henry:

Suspending certain provisions of Joint Rule No. 9 regarding Engrossed House Bill No. 221.

On motion of Mr. Bledsoe, the rules were suspended and Senate Concurrent Resolution No. 13 was placed on final passage.

Senate Concurrent Resolution No. 13 was adopted.

The Speaker stated the question before the House to be the motion by Mr. Bledsoe to adopt the report of the Free Conference Committee on Engrossed House Bill No. 221.

Mr. Berentson spoke in favor of the motion, and the motion was carried.

FINAL PASSAGE OF HOUSE BILL  
AS AMENDED BY FREE CONFERENCE COMMITTEE

The Speaker stated the question before the House to be the final passage of Engrossed House Bill No. 221 as amended by the Free Conference Committee.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 221 as amended by the Free Conference Committee, and the bill passed the House by the following vote: Yeas, 81; nays, 15; not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Bledsoe, Bluechel, Bottiger, Bozarth, Brouillet, Brown, Ceccarelli, Charette, Chatalas, Conner, Conway, Costanti, Cunningham, Curtis, Eikenberry, Farr, Gallagher, Garrett, Gladder, Goldsworthy, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, King, Kirk, Kiskaddon, Knowles, Kopet, Kuehnle, Litchman, Luders, Marsh, Martinis, Marzano, May, McCormick, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Randall, Richardson, Rosellini, Savage, Sawyer, Schumaker, Shera, Smith, Smythe, Spanton, Thompson, Wanamaker, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Blair, Bradley, Charnley, Douthwaite, Flanagan, Grant, Kilbury, Lysen, Maxie, McDermott, Rabel, Ross, Shinpoch, Van Dyk, Williams.

Not voting: Representatives Copeland, Gilleland, Kraabel.

Engrossed House Bill No. 221 as amended by the Free Conference Committee, 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 Mr. Bledsoe, the House advanced to the seventh order of business.

REPORTS OF STANDING COMMITTEES

February 18, 1972

ENGROSSED SENATE BILL NO. 207, Sponsor: Senator Lewis, pertaining to taxation of timber and forest lands, reported by Committee on Revenue and Taxation.

MAJORITY recommendation: Do pass with the following amendment:

On page 2, section 1, beginning on line 13 of the engrossed bill with "~~(determined)~~" strike the balance of the paragraph and insert "determined and fixed by the first session of the legislature commencing on or after January 1, ((1972)) 1973, whether regular or extraordinary, in accordance with the purposes and intent of RCW 84.33.180."

Signed by Representatives Flanagan, Chairman, Kiskaddon, Vice Chairman, Bagnariol, Benitz, Bledsoe, Bluechel, Ceccarelli, Eikenberry, Hatfield, Julin, King, Pardini.

#### MOTIONS

On motion of Mr. Bledsoe, the rules were suspended, Engrossed Senate Bill No. 207 was advanced to second reading and read the second time.

On motion of Mr. Bledsoe, the House deferred consideration of Engrossed Senate Bill No. 207, and the bill was placed on tomorrow's second reading calendar.

The Speaker declared the House to be at ease.  
The Speaker called the House to order.

#### MESSAGES FROM THE SENATE

February 18, 1972

Mr. Speaker: The Senate has adopted:

HOUSE CONCURRENT RESOLUTION NO. 25

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

#### MOTION

On motion of Mr. Morrison, the House adjourned until 10:00 a.m., Saturday, February 19, 1972.

THOMAS A. SWAYZE, Jr., Speaker.  
MALCOLM McBEATH, Chief Clerk.

FORTY-FIRST DAY

MORNING SESSION

House Chamber, Olympia, Wash., Saturday, Feb. 19, 1972.

The House was called to order at 10:00 a.m. by the Speaker (Mr. Kiskaddon presiding). The Clerk called the roll and all members were present except Representative Spanton who was excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by the Reverend Henry S. Rahn of the First Baptist Church of Olympia.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

MESSAGES FROM THE SENATE

February 18, 1972

Mr. Speaker: The Senate has passed:  
 ENGROSSED SENATE BILL NO. 293,  
 ENGROSSED SENATE BILL NO. 432,  
 and the same are herewith transmitted.  
 Bill Gleason, Assistant Secretary.

SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:  
 SENATE CONCURRENT RESOLUTION NO. 11.

MESSAGES FROM THE SENATE

February 18, 1972

Mr. Speaker: The Senate has adopted the report of the Free Conference Committee on REENGROSSED SENATE BILL NO. 92, and has passed the bill as amended by the Free Conference Committee.

Sidney R. Snyder, Secretary.

February 18, 1972

Mr. Speaker: The Senate has adopted the report of the Free Conference Committee on SUBSTITUTE SENATE BILL NO. 355, and has passed the bill as amended by the Free Conference Committee.

Sidney R. Snyder, Secretary.

February 18, 1972

Mr. Speaker: The Senate has adopted the report of the Free Conference Committee on ENGROSSED HOUSE BILL NO. 143, and has passed the bill as amended by the Free Conference

Committee, and said bill, together with the Free Conference Committee report, is herewith transmitted.

Sidney R. Snyder, Secretary.

REPORT OF FREE CONFERENCE COMMITTEE

February 18, 1972

Mr. President:

Mr. Speaker:

We, of your Free Conference Committee, to whom was referred ENGROSSED HOUSE BILL NO. 143, providing for the rights of married persons, have had the same under consideration, and we recommend:

1. That Engrossed House Bill No. 143 be amended as follows:

On page 3, section 3, line 12, after subsection "(5)" insert a new subsection "(6)" to read as follows:

"(6) Neither spouse shall acquire, purchase, sell, convey, or encumber the assets, including real estate, or the goodwill of a business where both spouses participate in its management without the consent of the other: PROVIDED, That where only one spouse participates in such management the participating spouse may, in the ordinary course of such business, acquire, purchase, sell, convey, or encumber the assets, including real estate, or the goodwill of the business without the consent of the nonparticipating spouse."

2. That the Senate amendment to Engrossed House Bill No. 143, inserting "express or implied" before "consent" on page 2, section 3, line 31, be accepted and that the bill, as amended, be passed.

Signed by Senators Gissberg, Rasmussen and Twigg; Representatives Kuehnle, Julin and Wojahn.

MOTION

Mr. Morrison moved that the House adopt the report of the Free Conference Committee on Engrossed House Bill No. 143.

MESSAGES FROM THE SENATE

February 18, 1972

Mr. Speaker: The Senate has adopted:

SENATE CONCURRENT RESOLUTION NO. 12,

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

INTRODUCTION AND FIRST READING

SENATE CONCURRENT RESOLUTION NO. 12, by Senators Gissberg, Twigg and Rasmussen:

Suspending certain provisions of Joint Rule No. 9 regarding House Bill No. 143.

MOTION

On motion of Mr. Morrison, the rules were suspended and Senate Concurrent Resolution No. 12 was placed on final passage.

Senate Concurrent Resolution No. 12 was adopted.

The Speaker stated the question before the House to be the motion to adopt the report of the Free Conference Committee on Engrossed House Bill No. 143.

Mr. Julin spoke in favor of the motion, and the motion was carried.

FINAL PASSAGE OF HOUSE BILL  
AS AMENDED BY FREE CONFERENCE COMMITTEE

The Speaker stated the question before the House to be the final passage of Engrossed House Bill No. 143 as amended by the Free Conference Committee.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 143 as amended by the Free Conference Committee, and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Backstrom, Conway, Spanton.

Engrossed House Bill No. 143 as amended by the Free Conference Committee, 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.

SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:

    SUBSTITUTE HOUSE BILL NO. 14,  
    HOUSE BILL NO. 186,  
    HOUSE BILL NO. 221,  
    HOUSE BILL NO. 275,

SUBSTITUTE HOUSE BILL NO. 313,  
 SUBSTITUTE HOUSE BILL NO. 381,  
 HOUSE CONCURRENT RESOLUTION NO. 22,  
 HOUSE CONCURRENT RESOLUTION NO. 26.

MESSAGES FROM THE SENATE

February 18, 1972

Mr. Speaker: The Senate has adopted the report of the Free Conference Committee on SUBSTITUTE HOUSE BILL NO. 411, and has passed the bill as amended by the Free Conference Committee, and said bill, together with the Free Conference Report, is herewith transmitted.

Sidney R. Snyder, Secretary.

REPORT OF FREE CONFERENCE COMMITTEE

February 18, 1972

Mr. President:

Mr. Speaker:

We, of your Free Conference Committee, to whom was referred SUBSTITUTE HOUSE BILL NO. 411, an act relating to gambling, have had the same under consideration, and we recommend that the Senate Committee Amendment to Substitute House Bill No. 411 by the Judiciary Committee on page 5, section 1, line 1, be stricken and that the following amendment be adopted:

On page 5, section 1, line 1 after "year," insert "and except in the case of any agricultural fair as authorized under chapter 15.76 and 36.37 RCW,"

Signed by Senators Stortini and Woodall;  
 Representatives Curtis, Jones and Litchman.

MOTION

Mr. Morrison moved that the House adopt the report of the Free Conference Committee on Substitute House Bill No. 411.

MESSAGES FROM THE SENATE

February 18, 1972

Mr. Speaker: The Senate has adopted:

SENATE CONCURRENT RESOLUTION NO. 14,  
 and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

INTRODUCTION AND FIRST READING

SENATE CONCURRENT RESOLUTION NO. 14, by Senator Stortini:

Suspending certain provisions of Joint Rule No. 9  
 regarding Substitute House Bill No. 411.

MOTION

On motion of Mr. Morrison, the rules were suspended, and Senate Concurrent Resolution No. 14 was placed on final passage.

Senate Concurrent Resolution No. 14 was adopted.

The Speaker stated the question before the House to be the motion by Mr. Morrison to adopt the report of the Free Conference Committee on Substitute House Bill No. 411.

Mr. Kuehnle spoke in favor of the motion, and the motion was carried.

FINAL PASSAGE OF HOUSE BILL  
AS AMENDED BY FREE CONFERENCE COMMITTEE

The Speaker stated the question before the House to be the final passage of Substitute House Bill No. 411 as amended by the Free Conference Committee.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 411 as amended by the Free Conference Committee, and the bill passed the House by the following vote: Yeas, 91; nays, 5; not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Mr. Speaker.

Voting nay: Representatives Charnley, Haussler, Paris, Ross, Zimmerman.

Not voting: Representatives Backstrom, Hoggins, Spanton.

Substitute House Bill No. 411 as amended by the Free Conference Committee, 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.

MESSAGES FROM THE SENATE

February 18, 1972

Mr. Speaker: The Senate has adopted the report of the Free Conference Committee on HOUSE BILL NO. 289, and has passed the bill as amended by the Free Conference Committee, and said bill, together with the report of the Free Conference Committee, is herewith transmitted.

Bill Gleason, Assistant Secretary.

## REPORT OF FREE CONFERENCE COMMITTEE

February 18, 1972

Mr. Speaker:

Mr. President:

We, of your Free Conference Committee, to whom was referred HOUSE BILL NO. 289, defining dognapping as a crime and prescribing penalties therefor, have had the same under consideration, and we recommend that it pass as amended by the Senate.

Signed by Senators Talley, Andersen and Foley; Representatives Jueling and Jastad.

## MOTION

Mr. Morrison moved that the House adopt the report of the Free Conference Committee on House Bill No. 289.

## MESSAGES FROM THE SENATE

February 18, 1972

Mr. Speaker: The Senate has adopted:

SENATE CONCURRENT RESOLUTION NO. 15,  
and the same is herewith transmitted.

Bill Gleason, Assistant Secretary.

## INTRODUCTION AND FIRST READING

SENATE CONCURRENT RESOLUTION NO. 15, by Senators Talley, Andersen and Foley:

Suspending certain provisions of Joint Rule No. 9 regarding House Bill No. 289.

## MOTION

On motion of Mr. Morrison, the rules were suspended and Senate Concurrent Resolution No. 15 was placed on final passage.

Senate Concurrent Resolution No. 15 was adopted.

The Speaker stated the question before the House to be the motion to adopt the report of the Free Conference Committee on House Bill No. 289.

Representatives Jastad and Julin spoke in favor of the motion, and Representatives Curtis, Ceccarelli and Hatfield spoke against it.

The motion was carried on a rising vote.

FINAL PASSAGE OF HOUSE BILL  
AS AMENDED BY FREE CONFERENCE COMMITTEE

The Speaker stated the question before the House to be the final passage of House Bill No. 289 as amended by the Free Conference Committee.

Representatives Haussler, Moon and Charette spoke in favor of the bill, and Representatives Amen and Randall spoke against it.

Mr. Marzano demanded the previous question, and the demand was sustained.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 289 as amended by the Free Conference Committee, and the bill passed the House by the following vote: Yeas, 50; nays, 47; not voting, 2.

Voting yea: Representatives Adams, Anderson, Backstrom, Barden, Bauer, Bledsoe, Bluechel, Bradley, Charette, Charnley, Chatalas, Conway, Douthwaite, Eikenberry, Flanagan, Gallagher, Gilleland, Grant, Haussler, Hoggins, Hurley, Jastad, Johnson, Jones, Julin, King, Kiskaddon, Kraabel, Litchman, Luders, Lysen, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, Paris, Polk, Rabel, Rosellini, Savage, Shera, Shinpoch, Thompson, Van Dyk, Williams, Wojahn.

Voting nay: Representatives Amen, Bagnariol, Beck, Benitz, Berentson, Blair, Bottiger, Bozarth, Brouillet, Brown, Ceccarelli, Conner, Costanti, Cunningham, Curtis, Farr, Garrett, Gladder, Goldsworthy, Hansey, Hatfield, Hubbard, Juelling, Kilbury, Kirk, Knowles, Kopet, Kuehnle, Marsh, Mentor, Morrison, Newhouse, North, O'Brien, Pardini, Perry, Randall, Richardson, Ross, Sawyer, Schumaker, Smith, Smythe, Wanamaker, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Copeland, Spanton.

House Bill No. 289 as amended by the Free Conference Committee, 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.

MESSAGES FROM THE SENATE

February 18, 1972

Mr. Speaker: The Senate has adopted the report of the Free Conference Committee on SUBSTITUTE HOUSE BILL NO. 413, and has passed the bill as amended by the Free Conference Committee, and said bill, together with the report of the Free Conference Committee, is herewith transmitted.

Bill Gleason, Assistant Secretary.

REPORT OF FREE CONFERENCE COMMITTEE

February 17, 1972

Mr. President:

Mr. Speaker:

We, of your Free Conference Committee, to whom was referred SUBSTITUTE HOUSE BILL NO. 413, authorizing school districts to purchase insurance or otherwise hold harmless directors from actions arising out of the performance or failure of performance of their duties, have had the same under consideration, and we recommend that the following bill be substituted and that the bill do pass:

AN ACT Relating to education; adding a new section to

chapter 223, Laws of 1969 ex. sess. and to chapter 28A.67 RCW; adding new sections to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.58 RCW; and declaring an emergency.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

NEW SECTION. Section 1. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.58 RCW a new section to read as follows:

Whenever any action, claim or proceeding is instituted against any director, officer, employee or agent of a school district or intermediate school district arising out of the performance or failure of performance of duties for, or employment with any such district, the board of directors of the school district or intermediate school district board, as the case may be, may grant a request by such person that the prosecuting attorney and/or attorney of the district's choosing be authorized to defend said claim, suit or proceeding, and the costs of defense, attorney's fees, and any obligation for payment arising from such action may be paid from the school district's general fund, or in the case of an intermediate school district, from any appropriation made for the support of the intermediate school district, to which said person is attached: PROVIDED, That costs of defense and/or judgment against such person shall not be paid in any case where the court has found that such person was not acting in good faith or within the scope of his employment with or duties for the district.

NEW SECTION. Sec. 2. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.58 RCW a new section to read as follows:

Any school district board of directors and intermediate school district board are authorized to purchase insurance to protect and hold personally harmless any director, officer, employee or agent of the respective school district or intermediate school district from any action, claim or proceeding instituted against him arising out of the performance or failure of performance of duties for or employment with such institution and to hold him harmless from any expenses connected with the defense, settlement or monetary judgments from such actions.

NEW SECTION. Sec. 3. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.67 RCW a new section to read as follows:

Certificated employees subject to the provisions of this chapter shall not include those certificated employees hired to replace certificated employees who have been granted sabbatical, regular, or other leave by school districts: PROVIDED, That certificated employees hired under the provisions of this section shall be accorded preferential treatment for future employment by the hiring district in the event that positions for which they qualify subsequently become available.

It is not the intention of the legislature that this section apply to any regularly hired certificated employee or that the legal or constitutional rights of such employee be limited, abridged, or abrogated.

NEW SECTION. Sec. 4. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.58 RCW a new

section to read as follows:

In addition to the powers conferred under RCW 28A.58.045, the board of directors of any school district may, in the event the board finds that a sale of real property cannot be made in the manner provided by RCW 28A.58.045, engage an agent to negotiate the sale of any real property, the sale of which is authorized under RCW 28A.58.045: PROVIDED, That the board shall not obligate the school district to pay a fee for any such agent's services unless a sale be concluded for not less than ninety percent of the appraised value thereof.

NEW SECTION. Sec. 5. There is added to chapter 28A.58 RCW a new section to read as follows:

The rules adopted pursuant to RCW 28A.58.101 shall be interpreted to insure that the optimum learning atmosphere of the classroom is maintained, and that the highest consideration is given to the judgment of qualified certificated educators regarding conditions necessary to maintain the optimum learning atmosphere.

NEW SECTION. Sec. 6. Sections 1 and 2 of this act are necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions and shall take effect immediately.

Signed by Senators Francis, Odegaard and Metcalf; Representatives Hoggins, Hatfield and Randall.

MOTION

Mr. Morrison moved that the House adopt the report of the Free Conference Committee on Substitute House Bill No. 413.

MESSAGES FROM THE SENATE

February 18, 1972

Mr. Speaker: The Senate has adopted:

SENATE CONCURRENT RESOLUTION NO. 16,

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

INTRODUCTION AND FIRST READING

SENATE CONCURRENT RESOLUTION NO. 16, by Senator Francis:

Suspending certain provisions of Joint Rule No. 9 regarding Substitute House Bill No. 413.

MOTION

On motion of Mr. Morrison, the rules were suspended, and Senate Concurrent Resolution No. 16 was placed on final passage.

Senate Concurrent Resolution No. 16 was adopted.

The Speaker stated the question before the House to be the motion to adopt the report of the Free Conference Committee on Substitute House Bill No. 413.

Mr. Hoggins spoke in favor of the motion and the motion was carried.

FINAL PASSAGE OF HOUSE BILL  
AS AMENDED BY THE FREE CONFERENCE COMMITTEE

The Speaker stated the question before the House to be the final passage of Substitute House Bill No. 413 as amended by the Free Conference Committee.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 413 as amended by the Free Conference Committee, and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Hatfield, Jones, Spanton.

Substitute House Bill No. 413 as amended by the Free Conference Committee, 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.

RELEASE OF HOUSE CONFEREES

The Speaker announced the release of the House Conferees on Engrossed House Bill No. 258.

APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed Representatives Pardini, Hatfield and Bagnariol as members of the Conference Committee on Engrossed House Bill No. 258.

INTRODUCTION AND FIRST READING

ENGROSSED SENATE BILL NO. 293, by Senators Ridder and Stortini:

AN ACT Relating to revenue and taxation; amending chapter 4, Laws of 1963; adding a new section to chapter 30.40 RCW and declaring an emergency.

To Committee on Revenue and Taxation.

ENGROSSED SENATE BILL NO. 432, by Senators Durkan, Connor, Peterson (Ted) and Donohue:

AN ACT Relating to revenue and taxation; providing for notice of certain exemptions from real property taxes and claims; adding a new section to chapter 84.36 RCW; and declaring an emergency.

To Committee on Revenue and Taxation.

#### RESOLUTIONS

HOUSE RESOLUTION NO. 72-81 by Representative McDermott:

WHEREAS, The financial resources of units of local government are of paramount importance to the members of the Legislature; and

WHEREAS, Property tax revenues are the major source of such financial resources for many units of local government; and

WHEREAS, A significant share of property tax revenues have been paid by the small and large timber companies of this state; and

WHEREAS, The Forty-second Legislature enacted legislation dramatically changing the nature of the taxation of timber; and

WHEREAS, That legislation did not specify rates for either the yield tax on timber or for the uniform level of timber land assessments; and

WHEREAS, Legislation specifying the rates for the yield tax and uniform land values was approved by the Senate with inadequate opportunity for judicious review by the members of the House of Representatives;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Legislative Council be directed to review said proposed legislation with respect to the proposed rate for the yield tax on timber and the proposed level of land values; and

BE IT FURTHER RESOLVED, By the House of Representatives, That the Legislative Council report its finding and recommendations, if any, to the Forty-third Session of the Legislature.

Mr. McDermott moved adoption of the resolution.

Representatives McDermott and Wolf spoke in favor of the resolution, and the resolution was adopted.

HOUSE RESOLUTION NO. 72-85 by Representatives Wolf, North, Zimmerman and Cunningham:

WHEREAS, The State of Washington has been engaged in an extensive program of acquisition of land for parks and recreational use; and

WHEREAS, Acquisition, maintenance, and operation costs involved in the development and operation of state-owned lands held for parks and recreation is placing an ever-increasing burden on the revenue sources of the state; and

WHEREAS, The Province of British Columbia has for some time engaged in and has experience in employing the device of long term private leases of government land for the purpose of development and operation of recreational facilities; and

WHEREAS, The State of Washington might well benefit from the institution of a program similar to that used in British Columbia;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives of the State of Washington, That the Parks and Recreation Committee of the Legislative Council is requested to undertake a study of the feasibility and advisability of a state program of long term private leases of state lands used for outdoor recreational purposes; and

BE IT FURTHER RESOLVED, That the House of Representatives requests the Parks and Natural Resources Committee of the Legislative Council to deliver a report of its findings to the next Regular Session of the Legislature, together with such proposals as it may have concerning legislation on the matter.

On motion of Mr. Wolf, the resolution was adopted.

HOUSE RESOLUTION NO. 72-86 by Committee on Rules and Administration:

WHEREAS, The demands of an extraordinary session of the Washington State Legislature are especially difficult for the media who report its activities due to the pressures of time and volume of activity; and

WHEREAS, The Second Extraordinary Session of the Forty-second Legislature has been a session of special importance and significance to the people of the State of Washington; and

WHEREAS, The members of the press, radio, and television have done an exemplary job of reporting the activities of this session to the citizens of the state, working long hours under difficult and sometimes trying circumstances in order to provide a true and complete picture of this legislative session; and

WHEREAS, Such effective communication between the Legislature and the citizenry is the basis for the success of any representative government; and

WHEREAS, Those correspondents of the press services newspapers and those representatives of the several television and radio stations of this state have demonstrated the highest journalistic traditions in fulfilling their obligation of informing the citizenry of the state;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the members of the press, wire services, radio, and television stations who have contributed their highly important service of communicating the activities of the Second Extraordinary Session of the Forty-second Legislature to the citizenry, be extended sincere appreciation for their outstanding performance; and

BE IT FURTHER RESOLVED, That such correspondents and representatives be given a hearty "thanks" for the many courtesies which they have continuously granted to the members of the House of Representatives throughout this Session.

MOTION

On motion of Mr. Moon, the rules were suspended and the names of all members of the House were included as sponsors of House Resolution No. 72-86.

On motion of Mr. Bledsoe, the resolution was adopted.

HOUSE RESOLUTION NO. 72-87 by Representatives Bledsoe, Curtis and Charette:

WHEREAS, The Y.M.C.A. Youth Legislature will convene in Olympia in April, 1972, in its twenty-fifth consecutive annual session; and

WHEREAS, The program, under the guiding principle that "Democracy Must Be Learned By Each Generation," is designed to develop a knowledge of the governmental processes and to motivate the youth to participate when they become adults; and

WHEREAS, Many thousands of high school boys and girls from throughout the state, and from all walks of life, have benefited from this learning experience; and

WHEREAS, The youth themselves have demonstrated their seriousness of purpose through the quality of their conduct during the sessions;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Y.M.C.A., the laymen and state officials who assist in the program, and the Olympia families who open their homes to the youth, be commended for making possible this lesson in responsible citizenship to the high school youth of the State of Washington.

On motion of Mr. Bledsoe, the resolution was adopted.

HOUSE RESOLUTION NO. 72-88 by Representatives Conway, Wolf, Zimmerman and Thompson:

WHEREAS, The river basins and saltwater bays of the Puget Sound area are a valuable and endangered natural resource; and

WHEREAS, The Deschutes River, Capitol Lake, and the adjacent bay waters provide a unique setting for the state capitol campus complex and also enhance the scenic, esthetic and recreational attributes of the entire area; and

WHEREAS, These waters constitute a delicate physical mechanism which has been disturbed by increasing industrial, commercial, and recreational use thereof; and

WHEREAS, The resulting pollution, contamination, and silting of these waters threatens the very existence of the fish and wildlife resources and jeopardizes the recreational use by residents of the area; and

WHEREAS, Prompt and coordinated action is necessary to preserve these waters in a clean condition compatible with maximum usage;

NOW, THEREFORE, BE IT RESOLVED, That the House of Representatives requests the Legislative Council and the Department of Ecology, upon consultation with the Corps of Army Engineers, to undertake a study of the Deschutes River, Capitol Lake, and the adjacent bay waters to

determine the degree of contamination and silting and the steps feasible to alleviate such pollution so as to restore these waters to a clean and healthful condition suitable for the support of fish and wildlife and for maximum recreational use.

BE IT FURTHER RESOLVED, That a report of such findings and recommendations be transmitted to the next Regular Session of the Legislature for its consideration.

BE IT FURTHER RESOLVED, That copies of this Resolution be transmitted by the Chief Clerk of the House of Representatives to the Legislative Council, to the Department of Ecology, and to the Corps of Engineers.

On motion of Mr. Wolf, the resolution was adopted.

#### SPEAKER'S PRIVILEGE

The Speaker: "On various occasions during this legislative session I have had the opportunity to recognize the outstanding service of certain groups of employees who have really worked their hearts out to help this shop run smoothly. The Speaker would like to make a similar recognition and presentation at this time. In the interim we conceived the concept of a public information, wide area telephone service, whereby members of the public from all over the state of Washington could call in here, toll free, get messages to their legislators, find out the status of bills, the schedule of committee hearings and the like. We didn't really know how well this system would be accepted when we started. We hired some employees, installed two phone lines, brought some girls in who really didn't have firsthand knowledge of the legislative process.

"The opening day of this legislative session, I think we started out with about forty phone calls. The number of incoming calls doubled until very shortly, the number of calls coming in on our WATS line system was up to a maximum capacity. The telephone calls now are at a maximum capacity for those two lines of 400 calls per day. It has been up to that for many, many days now. We had to add employees for relief because the phones were ringing constantly. Perhaps it has been bothersome on occasion to you, but I want you to know that the messages of appreciation have flooded in on that phone line and in written form to the Speaker's office for the fact that this House of Representatives provided that service to the general public.

"I would like to especially recognize the employees who started out to help us successfully operate a new idea and a new concept which has been widely accepted by the members of the public in the state of Washington. I think it has helped the image and the communication with this legislature, with your constituents and the public, and just simply because, except for actual relief time, they are on that phone constantly trying to answer and get information on a wide, wide variety of situations. Something new has happened to them every day and they have been faced with challenges in responding. The manner in which they have done that, and the energy and time they have spent, I think deserves special recognition by this House. So I have brought over for the expression of your

appreciation the supervisor of our WATS line system, Priscilla Heath and our telephone operators. Will they please step out on the rostrum to receive our thanks."

The Speaker declared the House to be at ease.

The Speaker (Mr. Grant presiding) called the House to order.

MOTION

On motion of Mr. King, the House recessed until 2:00 p.m.

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AFTERNOON SESSION  
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The Speaker (Mr. Morrison presiding) called the House to order at 2:00 p.m. The Clerk called the roll and all members were present.

The Speaker resumed the Chair.

SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:

- SUBSTITUTE HOUSE BILL NO. 29,
- HOUSE BILL NO. 86,
- HOUSE BILL NO. 143,
- HOUSE BILL NO. 187,
- HOUSE BILL NO. 189,
- HOUSE BILL NO. 190,
- HOUSE CONCURRENT RESOLUTION NO. 21,
- HOUSE CONCURRENT RESOLUTION NO. 23,
- HOUSE CONCURRENT RESOLUTION NO. 24,
- HOUSE CONCURRENT RESOLUTION NO. 25.

MOTION

On motion of Mr. Bledsoe, the House advanced to the ninth order of business.

THIRD READING

ENGROSSED SENATE JOINT RESOLUTION NO. 109, as amended by the House, by Senators Greive, Gardner, Elicker, Keefe, Peterson (Ted), Murray, Cooney, Washington and Talley (by Legislative Council and Executive request):

Amending the Constitution to allow the state to lend its credit to encourage industrial expansion.

The Speaker stated the question before the House to be reconsideration of final passage of Engrossed Senate Joint Resolution No. 109 as amended by the House.

Representatives Bottiger and Bledsoe spoke in favor of passage of the resolution.

#### POINT OF INQUIRY

Mr. Bledsoe yielded to question by Mr. Ceccarelli.

Mr. Ceccarelli: "Mr. Bledsoe, I represent a district that is highly industrial, and some of the fears from many of the industrial complexes in my district are that the action of this constitutional amendment could actually serve as an unfair competitive practice to their existing business in this state in that by lending the state's credit to out-of-state firms coming in and opening up new pulp mills, new macaroni factories which we have had some threat of in the Seattle area in the last couple of months, could acutally be put in a backward position. Are there safeguards in this bill that will protect against that?"

Mr. Bledsoe: "First this is under a constitutional amendment and it merely enables the legislature to put the state in a position of doing so. I would take you back to a statement made by our Governor, and I think saluted by this legislature, in the opening days of our session, when he said among the priorities, the first priority is to see that the businesses that are here are healthy. Representative Bottiger has delineated very clearly the case of a pulp mill in Everett with existing problems that could result, if unresolved, in loss of jobs for those who are here now. And the smelter plant in Tacoma. And I think in order of priorities certainly at the administrative level, and even more importantly at this legislative level, which will still have some overview here, that enlightened self-interest (if you want to call it that) will show that charity will begin at home. If it were possible to have an outreach such as a plant that was established, out of the state in Vancouver, employing many people down there--an industry that we did not have, and we had a capability for that--I think you would find that in a very strong second priority position but close to the top."

Mr. Van Dyk spoke against passage of Engrossed Senate Joint Resolution No. 109 as amended by the House.

#### POINT OF INQUIRY

Mr. Bluechel yielded to question by Mr. Barden.

Mr. Barden: "Representative Bluechel, the debate on this proposal has centered around the phrase 'guaranteed,' as if the only impact of Senate Joint Resolution No. 109 would be to provide guarantees to loans that might not otherwise be granted. But the thing that bothers me about this joint resolution is that it also provides that the state may actually finance the projects, so that we would have not only a situation where there would be a lack of competition between industries, because of the guarantee by government to one industry's risk capital but not to

another, but we would also have the uncompetitive situation apparently of the state actually loaning money in competition with the banks--loaning tax dollars. And I wonder if you could tell me why we haven't addressed ourselves to this part of the joint resolution at all in the proposal of it?"

Mr. Bluechel: "Mr. Barden, I am not aware anywhere in this resolution where the state is loaning money. You are not reading from the resolution. It specifically states 'as a guarantor.' There are two parts to it--part one and part two. You are referring to the deletion by the House State Government Committee of the word 'grant' from the bill as it was passed over by the Senate. The reason 'grant' was taken out, there is some constitutional question as to whether the state does not give a grant when they provide welfare funds or grants to welfare. And if this is so, and we provided somewhere in the neighborhood of \$200 million in our budget to welfare, and the limit by the terms of this constitutional amendment would be somewhere between \$65 and \$88 million, the welfare grants would be unconstitutional. This is the reason it was taken out."

Mr. Barden: "I understand that. That wasn't my question, Representative Bluechel. My question was why you reinserted the word 'loans' so that the constitutional amendment will now read, 'expressly authorize the extension of the state's credit by loans or guarantee.' And I am questioning why the prospect of the state actually making loans has not been addressed by the proponents of this measure."

Mr. Ross spoke in favor of the resolution.

Mr. King demanded an oral roll call and the demand was sustained.

Representative Lysen spoke against Engrossed Senate Joint Resolution No. 109 as amended by the House, and Representatives Mentor and O'Brien spoke in favor of it.

Mr. Newhouse demanded the previous question and the demand was not sustained.

Representatives Chatalas, Kuehnle, King and May spoke against the resolution, and Representative Bluechel spoke in favor of it.

Mr. Bottiger closed debate, speaking in favor of the resolution.

#### ROLL CALL

The Clerk called the roll on the reconsideration of final passage of Engrossed Senate Joint Resolution No. 109 as amended by the House, and the resolution failed to pass the House by the following vote: Yeas, 36; nays, 62; not voting, 1.

Voting yea: Representatives Adams, Backstrom,

Blair, Bledsoe, Bluechel, Bottiger, Brown, Charnley, Conner, Copeland, Cunningham, Gallagher, Gilleland, Hoggins, Jones, Kirk, Kiskaddon, Kopet, Kraabel, Litchman, Martinis, McCormick, McDermott, Mentor, North, O'Brien, Ross, Savage, Spera, Smith, Smythe, Wanamaker, Williams, Wojahn, Zimmerman, Mr. Speaker.

Voting nay: Representatives Amen, Anderson, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Chatalas, Conway, Costanti, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Garrett, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hubbard, Hurley, Jastad, Johnson, Juelling, Julin, Kilbury, King, Knowles, Kuehne, Luders, Lysen, Marsh, Marzano, Maxie, May, Merrill, Moon, Morrison, Newhouse, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Schumaker, Shipoch, Spanton, Thompson, Van Dyk, Wolf.

Not voting: Representative Sawyer.

Engrossed Senate Joint Resolution No. 109 as amended by the House, having failed to receive the constitutional majority, was declared lost.

#### MOTION

On motion of Mr. Morrison, the House reverted to the eighth order of business.

#### SPEAKER'S PRIVILEGE

The Speaker: "Before we get started on Engrossed Substitute Senate Bill No. 397, the Speaker would like to make another recognition ceremony of a group of our employees. By reason of the unusual scheduling of this legislative session and the fact that we did not know if we would be in session weekends and nights or the amount of time on weekends--making it very difficult in purchasing, etc.-- I would like to give special recognition to our restaurant crew, Ivan Mastin, Supervisor, and the rest of the crew. They are at the back of the House Chamber to receive your appreciation."

#### SECOND READING

ENGROSSED SUBSTITUTE SENATE BILL NO. 397, by Committee on Ways and Means (Originally sponsored by: Senators Donohue, Durkan, Wilson, Odegaard, Guess, Jolly, Huntley and Peterson [Lowell]):

Relating to open space lands.

The bill was read the second time.

Mr. Hoggins moved adoption of the following amendment:

On page 14, after line 19 insert the following:

"NEW SECTION. Sec. 19. There is added to chapter 15, Laws of 1961 and to chapter 82.04 RCW a new section to read as follows:

Upon every person engaging in this state in the

business of growing or producing for sale upon any land classified for current use assessment under chapter 84.34 RCW any agricultural or horticultural produce or crop, as to such persons, the amount of tax with respect to such business shall be equal to the gross proceeds of sales of the business multiplied by the rate of one percent. The provisions of RCW 82.04.330 shall have no application to persons or activities taxed pursuant to this section."

Mr. Hoggins spoke in favor of the amendment, and Mr. Bledsoe spoke against it.

POINT OF ORDER

Mr. King: "Mr. Bledsoe is not speaking on the amendment."

The Speaker: "Of course the amendment has to do with, as does the bill, a complete change in the concept of taxation of agribusiness in the state. I think within that context you have to give rather broad latitude in talking about all the concepts that entails."

Mr. Bledsoe concluded his remarks.

Mr. Haussler spoke against adoption of the amendment by Mr. Hoggins.

POINT OF ORDER

Mr. Pardini: "Mr. Speaker, Engrossed Substitute Senate Bill No. 397 deals with Title 84 of the Revised Code of Washington, property tax assessments. The amendment before us, while dealing with Title 84, also deals with Title 82 RCW--the B & O tax section of the statutes--and I raise the question of scope and object of this amendment."

RULING BY THE SPEAKER

The Speaker: "In line with the objection raised by Mr. O'Brien several days ago, the scope and object objection must be raised immediately before debate has ensued on the measure. However, looking at the merits of the situation, and in anticipation of such a move, the Speaker has already examined the bill and the proposed amendment. Even though the amendment is to a different section, and deals with a different tax--that of the business and occupation tax--since we are dealing in the area of taxation generally on the state level, and since the amendment and the bill both deal with taxation dealing with a specific area--that of agribusiness--I feel that it is within the scope and object of the bill."

Representatives Kilbury, Amen, Van Dyk, Zimmerman and Flanagan spoke against adoption of the amendment, and Representative Kraabel spoke in favor of it.

Mr. Litchman demanded the previous question and the demand was sustained.

Mr. Hoggins closed debate, speaking in favor of the amendment.

#### POINT OF ORDER

Mr. O'Brien: "According to the House rules, you are not supposed to impugn the motives of other members. I submit to you, by this language of Mr. Hoggins, he is impugning the motives of another member. This is against the decorum and orderly procedure of this House and shouldn't be used by any member."

The Speaker: "I don't think the point is well taken. It is not as bad as some prior impugnations I have heard on the floor of the House this session. (But watch it, Mr. Hoggins.)"

Mr. Hoggins concluded his remarks in favor of the amendment.

The amendment by Mr. Hoggins to Engrossed Substitute Senate Bill No. 397 was lost on a rising vote.

Mr. Brown moved adoption of the following amendment by Representatives Brown, Kiskaddon and Charnley:

On page 14, after line 19, insert the following:

"NEW SECTION. Sec. 19. The provisions of this 1972 amendatory act shall take effect July 1, 1973 if the proposed amendment to Article 7 of the state Constitution (House Joint Resolution No. 82) authorizing the legislature to impose a tax upon net income is validly submitted and is approved and ratified by the voters at a general election held in November, 1972. If such proposed amendment is not so submitted and approved and ratified, this 1972 amendatory act shall be null and void."

Mr. Brown spoke in favor of the amendment.

Mr. Wolf demanded an electric roll call and the demand was sustained.

Representatives Kiskaddon, Moon, Chatalas, Smythe, Bluechel and Bagnariol spoke in favor of the amendment, and Representatives Haussler, Bledsoe, Gladder, Kilbury and Flanagan spoke against it.

Mr. Marzano demanded the previous question and the demand was sustained.

Mr. Brown closed debate, speaking in favor of the amendment.

#### ROLL CALL

The Clerk called the roll on the adoption of the amendment by Representatives Brown, Kiskaddon and Charnley to Engrossed Substitute Senate Bill No. 397, and the

amendment was adopted by the following vote: Yeas, 55; nays, 41; not voting, 3.

Voting yea: Representatives Adams, Backstrom, Bagnariol, Barden, Bauer, Blair, Bluechel, Bottiger, Bradley, Brouillet, Brown, Ceccarelli, Charnley, Chatalas, Cunningham, Douthwaite, Gallagher, Gilleland, Grant, Hoggins, Jones, Juelling, Julin, King, Kirk, Kiskaddon, Knowles, Kraabel, Litchman, Luders, Lysen, Marsh, Marzano, Maxie, McCormick, McDermott, Mentor, Merrill, Moon, North, Paris, Perry, Rabel, Randall, Rosellini, Ross, Savage, Sawyer, Shipoch, Smythe, Thompson, Williams, Wojahn, Zimmerman, Mr. Speaker.

Voting nay: Representatives Amen, Anderson, Beck, Benitz, Berentson, Bledsoe, Bozarth, Charette, Copeland, Costanti, Curtis, Eikenberry, Farr, Flanagan, Garrett, Gladder, Goldsworthy, Hansey, Hatfield, Haussler, Hubbard, Hurley, Jastad, Johnson, Kilbury, Kopet, Kuehnle, Martinis, May, Morrison, O'Brien, Pardini, Polk, Richardson, Schumaker, Shera, Smith, Spanton, Van Dyk, Wanamaker, Wolf.

Not voting: Representatives Conner, Conway, Newhouse.

MOTION

On motion of Mr. Bledsoe, the House deferred further consideration of Engrossed Substitute Senate Bill No. 397 on second reading, and the bill was placed on the calendar following Engrossed Senate Bill No. 207.

MOTION

Mr. Bottiger moved that the House do now consider HOUSE BILL NO. 115 on second reading.

Mr. Bottiger spoke in favor of the motion.

SPEAKER'S INQUIRY

The Speaker: "Mr. Bottiger, could I inquire whether the packets that the pages are distributing contain the actual language of the amendment, or do you have to distribute that yet?"

Mr. Bottiger: "The packets contain the language of the amendment, Mr. Speaker, and the maps, a little cartoon, some statistics and breakdowns, and a few other things, so that we can all discuss this."

Mr. Bottiger continued speaking in favor of the motion to consider House Bill No. 115.

REMONSTRANCE BY THE SPEAKER

The Speaker: "Mr. Bottiger, I don't know exactly what proposition you are speaking on. If you are speaking on your motion to immediately consider House Bill No. 115, I think you are going far afield as to why we should immediately consider the bill."

## PERSONAL PRIVILEGE

Mr. Bottiger: "Mr. Speaker, then rising to a point of personal privilege, I think it is high time this House gets the question out in the open and lets the members discuss this, rather than the few of us who are delegated by our party to do this negotiating. That is why I am bringing it out here."

The Speaker: "Maybe you haven't kept your people on board, but ours have been. Please confine your remarks to the motion."

Mr. Wolf demanded a Call of the House, and the demand was sustained.

## CALL OF THE HOUSE

The Sergeant at Arms was instructed to lock the doors.

The Clerk called the roll and all members were present.

On motion of Mr. Wolf, the House proceeded with business under the Call of the House.

The Speaker stated the question before the House to be the motion by Mr. Bottiger that the House do now consider House Bill No. 115 on second reading.

Mr. Morrison spoke against the motion, and Mr. Charette spoke in favor of it.

## REMONSTRANCE BY THE SPEAKER

The Speaker: "Mr. Charette, please confine your remarks to the motion."

Mr. Charette concluded his remarks in favor of the motion, and Mr. Brown spoke against it.

## MOTION

Mr. Sawyer moved that HOUSE BILL NO. 115 be made a special order of business for 8:00 tonight.

## RULING BY THE SPEAKER

The Speaker: "I am sorry, Mr. Sawyer. The motion for an Order of the Day which is before us (Representative Bottiger's motion) is of higher rank than a motion to postpone to a time certain."

The Speaker stated the question before the House to be the motion by Mr. Bottiger to immediately consider House Bill No. 115.

Representatives Sawyer and Beck spoke in favor of the motion, and Representative Pardini spoke against it.

Mr. Wolf demanded an electric roll call and the demand was sustained.

PERSONAL PRIVILEGE

Mr. Farr: "I have a very difficult situation, Mr. Speaker, because I don't know if Mr. Bottiger is telling me something or not, but as yet I have no information--no packet--nothing. I've heard it rumored around that some of us are going to go, but I didn't know that it had already been decided in this packet."

PERSONAL PRIVILEGE

Mr. Bottiger: "Mr. Speaker, on a point of personal privilege in reply, I apologize. The packets were given to the pages. We had them all lined up in rows so you could get them immediately, and evidently one page took them to lunch with her and that is what happened. You will notice it's a single row. The map that I am sure you can borrow from your seatmate shows that, unfortunately, in order to compromise, we made a two-man district in the Bellingham area and we put three people in it. We have listed on our status sheet that one Republican and one Democrat would come back. We are betting on Van Dyk, but I know you people are betting on Hansey and Farr."

PARLIAMENTARY INQUIRY

Mr. Charette: "Mr. Speaker, under the rules of the House, isn't it possible for the Speaker to put the House at ease for a certain length of time for the purpose of studying these matters?"

The Speaker: "The Speaker can put the House at ease at any time."

The Speaker stated the question before the House to be the motion by Mr. Bottiger that the House do now consider House Bill No. 115.

ROLL CALL

The Clerk called the roll on the motion by Mr. Bottiger that the House do now consider House Bill No. 115, and the motion was lost by the following vote: Yeas, 47; nays, 52; not voting, 0.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Douthwaite, Gallagher, Grant, Haussler, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, O'Brien, Perry, Randall, Rosellini, Savage, Sawyer, Shinpoch, Thompson, Van Dyk, Williams, Wojahn.

Voting nay: Representatives Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Brown, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy,

Hansey, Hatfield, Hoggins, Hubbard, Jones, Juelling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, Mentor, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Richardson, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf, Zimmerman, Mr. Speaker.

MESSAGES FROM THE SENATE

February 19, 1972

Mr. Speaker: The Senate has passed:  
HOUSE BILL NO. 158,  
and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

February 19, 1972

Mr. Speaker: The Senate has passed:  
ENGROSSED HOUSE BILL NO. 142,  
SUBSTITUTE HOUSE BILL NO. 261,  
and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

February 19, 1972

Mr. Speaker: The Senate has passed:  
HOUSE JOINT MEMORIAL NO. 4,  
and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTIONS

On motion of Mr. Bledsoe, the House dispensed with further business under the Call of the House.

On motion of Mr. Bledsoe, the House reverted to the third order of business.

MESSAGES FROM THE SENATE

February 19, 1972

Mr. Speaker: The Senate has adopted the report of the Free Conference Committee on ENGROSSED HOUSE BILL NO. 177, and has passed the bill as amended by the Free Conference Committee, and said bill, together with the Free Conference report, is herewith transmitted.

Bill Gleason, Assistant Secretary.

REPORT OF FREE CONFERENCE COMMITTEE

February 19, 1972

Mr. President:

Mr. Speaker:

We, of your Free Conference Committee, to whom was referred ENGROSSED HOUSE BILL NO. 177, have had the same under consideration, and we recommend that the Senate amendments be concurred in and the following amendments adopted:

On page 2, section 1, line 6 after "determined" and before "to be" insert "to have a constitutional right to a free transcript and"

On page 2, section 2, line 20 after "determined" and

before "to be" insert "to have a constitutional right to obtain a review and"

Signed by Senators Knoblauch, Francis and Woodall; Representatives Eikenberry, Knowles and Ross.

MOTION

Mr. Bledsoe moved that the House adopt the report of the Free Conference Committee on Engrossed House Bill No. 177.

MESSAGES FROM THE SENATE

February 19, 1972

Mr. Speaker: The Senate has adopted:

SENATE CONCURRENT RESOLUTION NO. 17,

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

INTRODUCTION AND FIRST READING

SENATE CONCURRENT RESOLUTION NO. 17, by Senators Knoblauch, Francis and Woodall:

Suspending certain provisions of Joint Rule No. 9 regarding Engrossed House Bill No. 177.

MOTION

On motion of Mr. Bledsoe, the rules were suspended and Senate Concurrent Resolution No. 17 was placed on final passage.

Senate Concurrent Resolution No. 17 was adopted.

The Speaker stated the question before the House to be the motion by Mr. Bledsoe that the House adopt the report of the Free Conference Committee on Engrossed House Bill No. 177.

Mr. Eikenberry spoke in favor of the motion and the motion was carried.

FINAL PASSAGE OF HOUSE BILL  
AS AMENDED BY FREE CONFERENCE COMMITTEE

The Speaker stated the question before the House to be the final passage of Engrossed House Bill No. 177 as amended by the Free Conference Committee.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 177 as amended by the Free Conference Committee, and the bill passed the House by the following vote: Yeas, 99; nays, 0; not voting, 0.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth,

Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Engrossed House Bill No. 177 as amended by the Free Conference Committee, 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.

#### SENATE AMENDMENTS TO HOUSE BILL

February 19, 1972

Mr. Speaker: The Senate has passed ENGROSSED SUBSTITUTE HOUSE BILL NO. 324 with the following amendments:

On page 2, section 5, beginning on line 27 of the printed bill, being page 2, section 5, beginning on line 29 of the engrossed bill, strike "which, by law, may not be funded by moneys in the motor vehicle fund of the state treasury, including, but not" and insert "which, except for property, facilities and equipment used for water transportation, by law may not be funded by moneys in the motor vehicle fund of the state treasury. The term 'public transportation systems' shall include but shall not be"

On page 4, section 12, line 32 of the printed bill, being page 5, section 12, line 1 of the engrossed bill, after "sum of" and before "million" strike "twenty" and insert "five"

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

#### MOTION

Mr. Morrison moved that the House concur in the Senate amendments to Engrossed Substitute House Bill No. 324.

Representatives Bluechel and Perry spoke in favor of the motion, and the motion was carried.

#### FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 324 as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 324 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 63; nays, 36; not voting, 0.

Voting yea: Representatives Adams, Anderson, Berentson, Blair, Bledsoe, Bluechel, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Farr, Gilleland, Grant, Haussler, Hoggins, Hurley, Jastad, Johnson, Jones, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Lysen, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Moon, North, O'Brien, Pardini, Perry, Rabel, Randall, Ross, Savage, Sawyer, Shera, Shinpoch, Smythe, Thompson, Wanamaker, Williams, Wojahn, Zimmerman, Mr. Speaker.

Voting nay: Representatives Amen, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Bottiger, Bozarth, Bradley, Conway, Eikenberry, Flanagan, Gallagher, Garrett, Gladder, Goldsworthy, Hansey, Hatfield, Hubbard, Juelling, Kuehne, Luders, Marsh, Merrill, Morrison, Newhouse, Paris, Polk, Richardson, Rosellini, Schumaker, Smith, Spanton, Van Dyk, Wolf.

Engrossed Substitute House Bill No. 324 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.

SENATE AMENDMENTS TO HOUSE BILL

February 19, 1972

Mr. Speaker: The Senate has passed ENGROSSED HOUSE BILL NO. 139 with the following amendments:

On page 1, section 1, line 20 of the engrossed bill after "based," insert "stating separately land and improvement values."

On page 2, section 1, line 6, after "section." strike "Failure" and insert "Wilful failure"

On page 4, section 3, line 13, after "improvement" insert "to single family dwellings"

On page 4, section 3, line 14, after "the" and before "assessment" strike "five" and insert "three" and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

Mr. Morrison moved that the House concur in the Senate amendments to Engrossed House Bill No. 139.

Mr. Flanagan spoke in favor of the motion, and the motion was carried.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed House Bill No. 139 as amended by the Senate.

## ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 139 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 96; nays, 0; not voting, 3.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Copeland, Goldsworthy, Ross.

Engrossed House Bill No. 139 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.

## SENATE AMENDMENTS TO HOUSE BILL

February 19, 1972

Mr. Speaker:

The Senate has passed ENGROSSED HOUSE BILL NO. 9 with the following amendments:

On page 1, line 1 of the title, after "relating to" strike the rest of the title and insert "estates of absentees; amending section 11.80.010, chapter 145, Laws of 1965 and RCW 11.80.010; and adding new sections to chapter 11.80 RCW."

On page 1, section 1, line 4 after "Section 1." strike the balance of the bill and insert:

"Section 11.80.010, chapter 145, Laws of 1965 and RCW 11.80.010 are each amended to read as follows:

Whenever it shall be made to appear by petition to any judge of the superior court of any county that there is property in such county, either real or personal, that requires care and attention, or is in such a condition that it is a menace to the public health, safety or welfare, or that the custodian of such property appointed by the owner thereof is either unable or unwilling to continue longer in the care and custody thereof, and that the owner of such property has absented himself from the county and that his whereabouts is unknown and cannot with reasonable diligence be ascertained, or that the absentee owner is a person defined in section 2 of this 1972 amendatory act, which petition shall state the name of the absent owner, his approximate age, his last known place of residence, the circumstances under which he left and the place to which he

was going, if known, his business or occupation and his physical appearance and habits so far as known, the judge to whom such petition is presented shall set a time for hearing such petition not less than six weeks from the date of filing, and shall by order direct that a notice of such hearing be published for three successive weeks in a legal newspaper published in the county where such petition is filed and in such other counties and states as will in the judgment of the court be most likely to come to the attention of the absentee or of persons who may know his whereabouts, which notice shall state the object of the petition and the date of hearing, and set forth such facts and circumstances as in the judgment of the court will aid in identifying the absentee, and shall contain a request that all persons having knowledge concerning the absentee shall advise the court of the facts: PROVIDED, HOWEVER, That the court may, upon the filing of said petition, appoint a temporary trustee, who shall have the powers, duties and qualifications of a special administrator.

If it shall appear at such hearing that the whereabouts of the absentee is unknown, but there is reason to believe that upon further investigation and inquiry he may be found, the judge may continue the hearing and order such inquiry and advertisement as will in his discretion be liable to disclose the whereabouts of the absentee, but when it shall appear to the judge at such hearing or any adjournment thereof that the whereabouts of the absentee cannot be ascertained, he shall appoint a suitable person resident of the county as trustee of such property, taking into consideration the character of the property and the fitness of such trustee to care for the same, preferring in such appointment the husband or wife of the absentee to his presumptive heirs, the presumptive heirs to kin more remote, the kin to strangers, and creditors to those who are not otherwise interested, provided they are fit persons to have the care and custody of the particular property in question and will accept the appointment and qualify as hereinafter provided.

NEW SECTION. Sec. 2. There is added to chapter 11.80 RCW a new section to read as follows:

Any person serving in or with the armed forces of the United States, in or with the Red Cross, or in or with the merchant marine or otherwise, during any period of time when a state of hostilities exists between the United States and any other power and for one year thereafter, who has been reported or listed as missing in action, or interned in a neutral country, or captured by the enemy, shall be an "absentee" within the meaning of this chapter.

NEW SECTION. Sec. 3. There is added to chapter 11.80 RCW a new section to read as follows:

(1) If the spouse of any absentee owner, or his next of kin, if said absentee has no spouse, shall wish to sell or transfer any property of the absentee which has a gross value of less than five thousand dollars, or shall require the consent of the absentee in any matter regarding the absentee's children, or any other matter in which the gross value of the subject matter is less than five thousand dollars, such spouse or next of kin may apply to the superior court for an order authorizing said sale, transfer, or consent without opening a full trustee

proceeding as provided in this chapter. The applicant may make the application without the assistance of an attorney. Said application shall be made by petition on the following form, which form shall be made readily available to the applicant by the clerk of the superior court.

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
IN AND FOR THE COUNTY OF PIERCE

....., )  
Plaintiff, ) NO. ....  
vs. ) PETITION FOR SUMMARY RELIEF  
....., )  
Defendant.)

.....) Petitioner, ....., whose residence is ....., and ....., Washington, and who is the ..... of the absentee, ....., states that the absentee has been ..... since ....., when ..... . Petitioner desires to sell/transfer ..... of the value of ....., because ..... . The terms of the sale/transfer are ..... . Petitioner requires the consent of the absentee for the purpose of .....

.....  
Petitioner

(Affidavit of Acknowledgment)

(2) The court may, without notice, enter an order on said petition if it deems the relief requested in said petition necessary to protect the best interests of the absentee or his dependents.

(3) Such order shall be prima facie evidence of the validity of the proceedings and the authority of the petitioner to make a conveyance or transfer of the property or to give the absentee's consent in any manner described by subsection (1) of this section." and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

Mr. Morrison moved that the House concur in the Senate amendments to Engrossed House Bill No. 9.

Representatives Bottiger and Julin spoke in favor of the motion, and the motion was carried.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed House Bill No. 9 as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 9 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 98; nays, 0; not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz,

Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehne, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Polk, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representative Rabel.

Engrossed House Bill No. 9 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.

#### MOTIONS

On motion of Mr. Bledsoe, the House advanced to the eighth order of business.

On motion of Mr. Bledsoe, Engrossed Senate Bill No. 207 was placed at the top of the second reading calendar.

#### SECOND READING

ENGROSSED SENATE BILL NO. 207, by Senator Lewis:

Pertaining to taxation of timber and forest lands.

Committee on Revenue and Taxation recommendation: Majority, do pass with the following amendment:

On page 2, section 1, beginning on line 13 of the engrossed bill with "~~((determined))~~" strike the balance of the paragraph and insert "determined and fixed by the first session of the legislature commencing on or after January 1, ~~((1972))~~ 1973, whether regular or extraordinary, in accordance with the purposes and intent of RCW 84.33.180."

The bill was read the second time.

Mr. Flanagan moved adoption of the committee amendment.

Representatives Flanagan, Haussler and Bledsoe spoke in favor of the amendment.

The committee amendment was adopted.

Mr. McDermott moved adoption of the following amendment:

On page 2, section 1, line 5 after "the rate shall be" strike "one and ~~((two))~~ three-tenths" and insert "~~((one and two-tenths))~~ two"

Mr. McDermott spoke in favor of the amendment.

POINT OF ORDER

Mr. Benitz: "Mr. Speaker, I do not believe Mr. McDermott is speaking on the amendment. He is speaking about land values, entirely separate from the amendment."

The Speaker: "Since the amendment changes a tax rate, and obviously involves the amount of revenue to be derived in the past and the future therefrom and from the industry, I think he is within the bounds of the amendment."

POINT OF INQUIRY

Mr. McDermott yielded to question by Mr. Pardini.

Mr. Pardini: "Mr. McDermott, how much money would the two percent rate raise, and how much have they been raising at one and two-tenths percent?"

Mr. McDermott: "I have three different figures out of the Legislative Budget Committee. The first figures given were between \$12 and \$13 million. I have also seen between \$15 and \$16 million, and it is impossible for me to decide exactly how much has been decided. I have a letter from Mr. Sorte in the Budget Committee--the first one showing \$12 million. I have another one showing \$14 million, and another one showing \$16 million. If you can decide on that basis--I can't. I took the lowest values, figuring that those are the ones that would be the most favorable to the timber companies, and said 'let's raise that amount of money.'"

Mr. Pardini: "I didn't quite understand you. Is that how much they have raised in the past at the one and two-tenths rate, or at the two percent rate?"

Mr. McDermott: "I am talking about what they have raised on the ad valorem tax they had prior to 1970."

Mr. Pardini: "Is how much? One of those three figures?"

Mr. McDermott: "Any one of those figures--I have a letter to demonstrate it."

Mr. Pardini: "How much will the two percent raise?"

Mr. McDermott: "I figure that will raise the full \$16 million."

Mr. Benitz spoke against adoption of the amendment.

Mr. King demanded an electric roll call and the demand was sustained.

Representatives Moon and Perry spoke in favor of the amendment, and Representatives Charette, Julin, Kilbury and Pardini spoke against it.

Mr. Conway demanded the previous question and the demand was sustained.

Mr. McDermott closed debate, speaking in favor of the amendment.

ROLL CALL

The Clerk called the roll on the adoption of the amendment by Mr. McDermott to Engrossed Senate Bill No. 207 and the amendment was lost by the following vote: Yeas, 29; nays, 68; not voting, 2.

Voting yea: Representatives Amen, Bauer, Bottiger, Brouillet, Charnley, Chatalas, Douthwaite, Gallagher, Grant, Haussler, Hoggins, Hurley, Jastad, Johnson, Knowles, Litchman, Luders, Lysen, Marzano, Maxie, May, McDermott, Moon, O'Brien, Perry, Randall, Rosellini, Sawyer, Williams.

Voting nay: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Bradley, Brown, Ceccarelli, Charette, Conner, Conway, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Hubbard, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Kopet, Kraabel, Marsh, Martinis, McCormick, Mentor, Merrill, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Richardson, Ross, Savage, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Copeland, Kuehnle.

STATEMENT FOR THE JOURNAL

My intent was to vote no on the amendment by Mr. McDermott to Engrossed Senate Bill No. 207.

ELMER JASTAD, 20th District.

Mr. Wolf moved that the rules be suspended, the second reading considered the third, and Engrossed Senate Bill No. 207 as amended by the House be placed on final passage.

Mr. King demanded an electric roll call and the demand was sustained.

ROLL CALL

The Clerk called the roll on the motion by Mr. Wolf to suspend the rules and place Engrossed Senate Bill No. 207 as amended by the House on final passage, and the motion was carried by the following vote: Yeas, 76; nays, 22; not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Bradley, Brown, Ceccarelli, Charette, Conner, Conway, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Haussler, Hubbard, Jastad, Jones, Juelling, Julin, Kilbury, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, Marsh, Martinis,

Marzano, McCormick, Mentor, Merrill, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Polk, Rabel, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Bottiger, Brouillet, Charnley, Chatalas, Douthwaite, Grant, Hoggins, Hurley, Johnson, King, Knowles, Litchman, Luders, Lysen, Maxie, May, McDermott, Moon, Perry, Randall, Shinpoch, Williams.

Not voting: Representative Copeland.

The Speaker stated the question before the House to be the final passage of Engrossed Senate Bill No. 207 as amended by the House.

#### POINT OF INQUIRY

Mr. Benitz yielded to question by Mr. Randall.

Mr. Randall: "Representative Benitz, can you guarantee that there will be no loss of revenues to county and city government under this one and three-tenths percent figure in the bill? And is it further the intent of this legislation that the revenues to these governments will not drop?"

Mr. Benitz: "Representative Randall, in the question, would you wish to include also school districts?"

Mr. Randall: "Yes, any political subdivision."

Mr. Benitz: "Representative Randall and members of the House: When we passed this bill hurriedly in the last session (and I apologize for it being late here again), I made the commitment to you that we would see no loss in revenue to the local districts, to local government--county, city or schools. The Forest Tax Committee has instructed the contractor in the studies that we have made a pledge and we intend to fulfill that pledge. We do not intend to see any loss of revenue."

Representatives Smith, Pardini, Benitz, Savage and Julin spoke in favor of the bill, and Representatives Moon and McDermott spoke against it.

Mr. Backstrom demanded the previous question and the demand was sustained.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 207 as amended by the House, and the bill passed the House by the following vote: Yeas, 84; nays, 14; not voting, 1.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Bradley, Brown, Ceccarelli, Charette, Conner, Conway, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy,

Hansey, Hatfield, Haussler, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, Litchman, Luders, Marsh, Martinis, Marzano, May, McCormick, Mentor, Merrill, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Polk, Rabel, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Bottiger, Brouillet, Charnley, Chatalas, Grant, Hoggins, Knowles, Lysen, Maxie, McDermott, Moon, Perry, Randall, Williams.

Not voting: Representative Copeland.

Engrossed Senate Bill No. 207 as amended by the House, 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

Mr. Grant: "Point of personal privilege, Mr. Speaker. I wonder if Mr. Anderson would yield to a question? Would Mr. Anderson, who comes from a county where there is lots of timber, tell us how he feels about this?"

Mr. Anderson: "Thank you, Mr. Grant. Mr. Speaker, being an old logger and retired from logging, I was requested to recite a little poem that I wrote quite a few years ago when I quit the woods. (If it's O.K. by the Speaker."

#### THEY WANTED THE LOGS

They wanted the logs and we got 'em.  
 We struggled and fought like slaves.  
 Was it the cedar itch or poison? We fought it.  
 We hurled our youth into the grave.  
 Yes they wanted the logs, and we got 'em.  
 We had big cold decks last fall.  
 Yet somehow, life is not what I thought it.  
 Somehow the logs are not all.

There's the woods--have you seen 'em?  
 The damndest place that I know.  
 From the big treetops that screen them,  
 To the deep deathlike canyons below.  
 Some say Paul Bunyan was tired when he made 'em.  
 Some say it's a good job to shun. Maybe.  
 But there are some who wouldn't trade their job  
 For no job on earth; and I'm one.

You come to the woods to get rich;  
 Damned good reason.  
 You hate it like Hell for a season,  
 And then you are worse than the worst.  
 It grips you like some kind of sinning.  
 It turns you from foe to a friend.  
 It seems like it's been since the beginning;

It seems like it'll be to the end.

I've stood in some mighty-mouthed hollow,  
That was plumb full of logs to the brim;  
And seen the big husky sun wallow  
In crimson and red and grow dim.  
And the moon set the pearly peaks gleaming,  
And the stars tumbling out neck and crop.  
I thought I must surely be dreaming,  
For right here was a chance for a big cold  
deck on top.

SUMMER:

The summer more sweeter than ever;  
The sunshiney woods all athrill,  
And the trout aleap in the river,  
And the old bull elk asleep on the hill.  
The strong life that knows no harness;  
The woods where the old crow calls.  
Oh, God, how it beckons and beckons.  
I want to go back next fall.

WINTER:

The winter with frosts that blind you,  
And the great big green land locked tight  
as a drum.  
And the cold fear that follows and finds you;  
And silence that bludgeons you dumb.  
The woods where the weary shadows slant.  
The stillness, the moonlight, the mystery.  
I bid them goodbye, but I can't.

There's the land where the trees are nameless,  
And the creeks that run, God knows where.  
There are lives that are erring and aimless,  
And death that hangs by a hair.  
There are hardships that nobody reckons.  
There are valleys unpeopled and still.  
Oh, God, how it beckons and beckons,  
I want to go back and I will.

They are making my money diminish.  
I'm sick of the taste of champagne.  
I'll be glad when I'm skinned to the finish.  
I'll hike to the woods again.  
I'll fight, and you bet it won't be no sham fight.  
It's Hell, but I've been there before.  
It's better than this by a damned sight.  
And me to the tall timber once more.

There are logs and they're haunting and haunting.  
They're luring me on as of old.  
It's not the logs that I'm wanting.  
It's just getting the logs.  
There's that great big vast green land way out  
yonder.  
Its forests where silence has lease;  
Its stillness that fills me with wonder,  
And silence that fills me with peace.

ERIC O. ANDERSON

(With apologies to Robert W. Service)

SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:  
 HOUSE BILL NO. 142,  
 HOUSE BILL NO. 158,  
 SUBSTITUTE HOUSE BILL NO. 261,  
 HOUSE BILL NO. 289,  
 SUBSTITUTE HOUSE BILL NO. 411,  
 SUBSTITUTE HOUSE BILL NO. 413,  
 HOUSE JOINT MEMORIAL NO. 4.

MOTION

On motion of Mr. Bledsoe, the House recessed until 7:30 p.m.

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 EVENING SESSION  
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The House was called to order at 7:30 p.m. by the Speaker. The Clerk called the roll and all members were present.

MESSAGES FROM THE SENATE

February 19, 1972  
 Mr. Speaker: The Senate has concurred in the House amendments to ENGROSSED SECOND SUBSTITUTE SENATE BILL NO. 206, and has passed the bill as amended by the House, and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

February 19, 1972  
 Mr. Speaker: The President has signed:

SENATE BILL NO. 4,  
 SENATE BILL NO. 27,  
 SENATE BILL NO. 45,  
 SENATE BILL NO. 92,  
 SENATE BILL NO. 146,  
 SENATE BILL NO. 173,

SUBSTITUTE SENATE BILL NO. 355,

SENATE CONCURRENT RESOLUTION NO. 13,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

February 19, 1972  
 Mr. Speaker: The President has signed:

SECOND SUBSTITUTE SENATE BILL NO. 206,

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

February 19, 1972  
 Mr. Speaker: The President has signed:

SENATE CONCURRENT RESOLUTION NO. 12,

SENATE CONCURRENT RESOLUTION NO. 14,

SENATE CONCURRENT RESOLUTION NO. 15,  
 SENATE CONCURRENT RESOLUTION NO. 16,  
 and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

February 19, 1972

Mr. Speaker: The President has signed:  
 SENATE CONCURRENT RESOLUTION NO. 17  
 and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

February 19, 1972

Mr. Speaker: The President has signed:  
 SUBSTITUTE HOUSE BILL NO. 14,  
 HOUSE BILL NO. 186,  
 HOUSE BILL NO. 221,  
 HOUSE BILL NO. 275,  
 SUBSTITUTE HOUSE BILL NO. 313,  
 SUBSTITUTE HOUSE BILL NO. 381,  
 HOUSE CONCURRENT RESOLUTION NO. 22,  
 HOUSE CONCURRENT RESOLUTION NO. 26,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

February 19, 1972

Mr. Speaker: The President has signed:  
 SUBSTITUTE HOUSE BILL NO. 29,  
 HOUSE BILL NO. 86,  
 HOUSE BILL NO. 143,  
 HOUSE BILL NO. 187,  
 HOUSE BILL NO. 189,  
 HOUSE BILL NO. 190,  
 HOUSE CONCURRENT RESOLUTION NO. 21,  
 HOUSE CONCURRENT RESOLUTION NO. 23,  
 HOUSE CONCURRENT RESOLUTION NO. 24,  
 HOUSE CONCURRENT RESOLUTION NO. 25,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:

SENATE BILL NO. 4,  
 SENATE BILL NO. 27,  
 SENATE BILL NO. 45,  
 SENATE BILL NO. 92,  
 SENATE BILL NO. 146,  
 SENATE BILL NO. 173,  
 SECOND SUBSTITUTE SENATE BILL NO. 206,  
 SUBSTITUTE SENATE BILL NO. 355,  
 SENATE CONCURRENT RESOLUTION NO. 12,  
 SENATE CONCURRENT RESOLUTION NO. 13,  
 SENATE CONCURRENT RESOLUTION NO. 14,  
 SENATE CONCURRENT RESOLUTION NO. 15,  
 SENATE CONCURRENT RESOLUTION NO. 16,  
 SENATE CONCURRENT RESOLUTION NO. 17.

MESSAGES FROM THE SENATE

February 19, 1972

Mr. Speaker: The Senate has adopted the report of the Conference Committee on ENGROSSED HOUSE BILL NO. 46, and has passed the bill as amended by the Conference Committee, and said bill, together with the report of the Conference Committee, is herewith transmitted.

Sidney R. Snyder, Secretary.

REPORT OF CONFERENCE COMMITTEE

February 19, 1972

Mr. President:

Mr. Speaker:

We, of your Conference Committee, to whom was referred ENGROSSED HOUSE BILL NO. 46, permitting premiums on poultry products, have had the same under consideration, and we recommend that the Senate recede from its amendments.

Signed by Senators Jolly and Canfield;  
Representatives Wolf, Hansey and Van Dyk.

MOTION

Mr. Morrison moved that the House adopt the report of the Conference Committee on Engrossed House Bill No. 46.

Mr. Hansey spoke in favor of the motion, and the motion was carried.

The Speaker stated that since the Conference Committee adopted the House version of the bill, it was unnecessary to pass Engrossed House Bill No. 146 again.

The Speaker declared the House to be at ease.

The Speaker called the House to order.

MOTION

On motion of Mr. Bledsoe, the House reverted to the sixth order of business.

RESOLUTIONS

HOUSE RESOLUTION NO. 72-89 by Representatives Gladder, Charnley and Kiskaddon:

WHEREAS, The Western Interstate Commission on Higher Education is a compact of the thirteen western states providing for student exchange programs which allow students to move across state lines to attend certain professional education programs; and

WHEREAS, The State of Washington has been a receiving state in these programs for approximately twenty years, accepting students from other compact states on a resident-fee basis, with the sending state providing direct appropriations of additional support fees; and

WHEREAS, The State of Washington will receive \$452,499 this academic year for offering professional

education under the WICHE student exchange program to forty-five medical students, thirty-nine dental students, one hundred and twelve veterinary students, seven physical therapy students, and eleven occupational therapy students; and

WHEREAS, The two decades of WICHE experience have demonstrated that the student exchange concept is beneficial to the sender states by reducing substantially state financial support for high-cost educational programs, and for the receiving states by curtailing duplication of certain high-cost programs and providing additional students to make these programs more economical; and

WHEREAS, By House Resolution 69-197 and Senate Resolution 71-108, and reports of the Joint Committee on Higher Education, the Legislature has expressed interest in establishing a polytechnic institute or advanced technology programs; and

WHEREAS, The cost of establishing new technical and professional programs, especially the initial capital facility needs, makes it uneconomical for each state to consider establishing separate programs to meet all of its educational needs;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Joint Committee on Higher Education, with the cooperation of the Council on Higher Education, shall review the feasibility of establishing a student exchange program for bachelor and graduate degrees of advanced technology, provided that the Washington resident has attended a state institution and satisfactorily completed at least a two-year program in an occupational, vocational or technological area; and

BE IT FURTHER RESOLVED, That the Joint Committee on Higher Education, in conjunction with the Western Interstate Commission on Higher Education, shall consult with the necessary state officials in Idaho, Oregon, and California about the feasibility of instituting student exchange programs in the area of advanced technology and polytechnic fields, and consult with the necessary state officials in Idaho and Oregon about the feasibility of instituting community college student exchange programs.

On motion of Mr. Gladder, the resolution was adopted.

HOUSE RESOLUTION NO. 72-90, by Representatives Anderson and May:

WHEREAS, The construction of original sanitary sewer systems, including sewage treatment plants, in areas of residential dwelling units is both desirable and necessary; and

WHEREAS, Tax incentives or exemptions to local improvement districts and utility local improvement districts constitute an effective means of encouraging the establishment of such facilities; and

WHEREAS, It is desirable that the tax incentives or exemptions be applied to reduce the amount of the assessments required from affected property owners so that the benefit of such tax incentives or exemptions inures to the property owners; and

WHEREAS, House Bill No. 350 which was introduced in

the 1972 extraordinary session of the Legislature sought to provide a retail sales tax and use tax exemption to encourage the construction of sewer facilities;

NOW, THEREFORE, BE IT RESOLVED, That the House of Representatives authorizes and requests the Legislative Council to examine the matter of tax incentives, including a retail sales and use tax exemption, to encourage the construction of sewer facilities and that the Legislative Council review House Bill No. 350 of the 1972 extraordinary session.

BE IT FURTHER RESOLVED, That the Legislative Council report its findings with proposed legislation to the next Regular Session of the Legislature for its consideration.

On motion of Mr. Anderson, the resolution was adopted.

HOUSE RESOLUTION No. 72-91 by Representatives Shera, Juelsing, Smith and Chatalas:

WHEREAS, There exists a need for veterinarians to employ assistants in their practice of veterinary medicine; and

WHEREAS, Several community colleges have established programs of study to train students in the care and treatment of animals as animal technicians to assist persons licensed to practice veterinary medicine in this state; and

WHEREAS, The legislature has passed no law setting uniform standards for the training of animal technicians or requiring examination and licensing;

NOW, THEREFORE, BE IT RESOLVED, That the House of Representatives authorizes and requests the Legislative Council to study the need and feasibility of adopting legislation to provide for the regulation of animal technicians in this state; and

BE IT FURTHER RESOLVED, That the House of Representatives requests that the Legislative Council make a report of its findings and recommendations to the next Regular Session of the Legislature.

On motion of Mr. Shera, the resolution was adopted.

HOUSE RESOLUTION NO. 72-92 by Representatives Zimmerman, Thompson, Randall, Cunningham, North, Luders and Charnley:

WHEREAS, A number of federal agencies and educational institutions now have, or are planning, marine research and/or teaching laboratories; and

WHEREAS, Each of said facilities require or desire valuable waterfront properties; and

WHEREAS, Most of said laboratories are or will be located on properties now in the public domain with high potential for recreational and other purposes; and

WHEREAS, There appears to be a lack of coordination in the area of justification, need, and site selection;

NOW, THEREFORE, BE IT RESOLVED, That the House of Representatives requests the Legislative Council, in conjunction with the appropriate federal or state agency,

to conduct a study of the foregoing problem and report its findings to the next Regular Session of the Legislature, together with such proposals as it may have concerning legislation on the matter.

Mr. Zimmerman moved adoption of the resolution and spoke in favor of its adoption.

#### POINT OF INQUIRY

Mr. Zimmerman yielded to question by Mr. Ceccarelli.

Mr. Ceccarelli: "Representative Zimmerman, I notice you mention 'the appropriate federal or state agency.' I am wondering if you could more directly indicate what state agencies you had in mind and, specifically, if it could include the Oceanographic Commission of Washington."

Mr. Zimmerman: "Representative Ceccarelli, certainly it would include the Oceanographic Commission of Washington, along with the Department of Natural Resources and others that have a direct interest in the shorelines."

The resolution was adopted.

HOUSE RESOLUTION NO. 72-93 by Representatives Kraabel, Cunningham and Luders:

WHEREAS, The service of garbage and refuse collection has been performed principally by the private sector under regulation by both state and local authorities; and

WHEREAS, Private garbage and refuse collection companies have invested substantial capital in providing the necessary service, and such investment should not be subject to unreasonable risk caused by conflicting regulations at different levels of government and termination of franchises or certificates without reasonable notice; and

WHEREAS, There is a need for a thorough evaluation of the merits of regulation of garbage and refuse collection at the state level and at the local level which would maximize adequate and efficient service while not subjecting the investment of private garbage and refuse collection companies to undue risks; and

WHEREAS, A procedure should be devised whereby local governmental units may establish municipally owned and operated and/or garbage and refuse collection service without unreasonably jeopardizing the investment of private garbage and refuse collection companies presently engaged in such service;

NOW, THEREFORE, BE IT RESOLVED, That the Legislative Council is hereby directed to conduct a study on the regulation of garbage and refuse collection with specific reference to: (1) The relative merits of regulation of garbage and refuse collection at the state level and at the local level; (2) A procedure for local governmental units to establish municipally owned and operated garbage and refuse collection service without unreasonably jeopardizing the investment of private garbage and refuse companies presently engaged in such service.

BE IT FURTHER RESOLVED, That the Legislative Council shall present its findings and recommendations to the next Regular Session of the Legislature.

Mr. Kraabel moved adoption of the resolution.

On motion of Mr. Kuehnle, the following amendment was adopted:

In line 4 of paragraph 5 after "reference to:" insert a new subsection (1) as follows: "(1) The necessity or lack of necessity for continued regulation of garbage and refuse collection companies by the Utilities and Transportation Commission;"

Renumber the successive items as (2) and (3).

Mr. Kraabel spoke in favor of the resolution.

House Resolution No. 72-93 was lost on a rising vote.

HOUSE RESOLUTION NO. 72-94 by Representatives Kirk, Ross, Maxie, Lysen, North, Kraabel, Blair, Chatalas, Litchman and McDermott:

WHEREAS, Conditions in the economy of the State of Washington have severely affected employment and have brought hardship to many families in our state; and

WHEREAS, There has been hunger and actual want in some of the urban areas of the state; and

WHEREAS, To meet the need for food for the hungry, in the absence of a federal food surplus commodity distribution program, which was many months in coming, an organization of concerned individuals was formed called "Neighbors in Need;" and

WHEREAS, In addition to the contributions of foodstuffs and money, there was a great outpouring of assistance from persons of all walks of life in the area and in the state; and

WHEREAS, Many farmers in the agricultural areas of Eastern Washington heard of the plight of their neighbors in the cities, and contributed whole fields of crops from their harvests, including thousands of tons of potatoes, apples, pears, tree fruits such as cherries, peaches and apricots, onions, squash and other field crops; and

WHEREAS, Not only did the farmers donate their crops and their labor, but many harvested and delivered their crops to Seattle, and were aided by neighbors, youth and church groups and by residents of the state penitentiary at Walla Walla;

NOW, THEREFORE, BE IT RESOLVED, By the Washington State House of Representatives, That all agricultural producers of Eastern Washington and other areas of the state who contributed so generously of their bountiful harvest, and those who brought in and delivered the crops to the food banks, be commended and receive this expression of thanks.

BE IT FURTHER RESOLVED, That a copy of this Resolution be furnished to the Washington State Grange, the Washington Farm Bureau Federation and the National Farmers Organization.

Mrs. Kirk moved adoption of the resolution.

Mrs. Kirk: "Ladies and gentlemen of the House: This resolution has been brought about because of the economic condition within the state of Washington where we found so many people unemployed through no fault of their own. In the areas of Seattle, Tacoma, Everett and some of the other cities, a Neighbors in Need program was set up. This resolution commends many of the farm representatives who are here on the floor tonight, who contributed many thousands of tons of food to the Neighbors in Need. Representative Max Benitz came over to Seattle. He went around to some of these food bank areas with me and down to the storehouse and saw the real need that was there. When he went back to eastern Washington, it was overwhelming the amount of produce that came over to the areas in the western part of the state. This resolution is from the city mice to the country mice: Thank you very much."

Mr. Kilbury: "Thank you, Mr. Speaker. Ladies and gentlemen of the House: I noted that our colleague, Mr. Benitz, was not mentioned by name in this resolution. It was my intent, if Mrs. Kirk did not mention his part in this, to do so. I think this could not have been carried off if it had not been for his efforts. I think that the House owes him a standing vote of thanks for his efforts along this line. Thank you, Max."

House Resolution No. 72-94 was adopted.

HOUSE RESOLUTION NO. 72-95 by Representatives North, Thompson and Zimmerman:

WHEREAS, The State of Washington has completed a Comprehensive Outdoor Recreation Plan and is currently updating and refining this plan; and

WHEREAS, It would appear an orderly and planned program that would consider the best administration, development and operation of all public lands, both federal and state is appropriate; and

WHEREAS, A coordinated program of recreational use of all public lands would benefit the citizens of this state by reducing cost and increasing efficiency;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Legislative Council is requested to undertake a study of the best use of public land, both federal and state, to determine the most appropriate agency, federal or state, for the administration, development and operation of the public lands studied.

BE IT FURTHER RESOLVED, That the House of Representatives requests the Legislative Council to deliver a report of its findings to the next Regular Session of the Legislature, together with such proposals as it may have concerning legislation on the matter.

Mrs. North moved adoption of the resolution and spoke in favor of the resolution.

#### POINT OF INQUIRY

Mr. Zimmerman yielded to question by Mr. Barden.

Mr. Barden: "Representative Zimmerman, this resolution calls for a study as to whether the federal government or the state government should administer all public lands within the state--both state and federal lands, as it says here. I don't believe that this legislature could require that the state government administer federal lands. Is the purpose of this resolution to consider turning over the 'administration, development and operation of all public lands' to the federal government? That is what it appears to say here."

Mr. Zimmerman: "I think perhaps the resolution could be clarified. I would certainly expect we would not be dealing with anything except what the state would have authority to deal with. I am sorry if there is a misunderstanding of the resolution. Certainly we are going to be trying to clarify what would be done in the field, but we are not expecting to go beyond the authority that the Legislative Council would recommend after the study. I think we are simply trying to learn something here."

Mr. Barden spoke against adoption of the resolution.

On motion of Mr. Charnley, the following amendment was adopted:

In the second line of the last paragraph, after "Legislative Council" insert "in cooperation with the Land Planning Commission"

Mrs. North spoke again in favor of the resolution, and the resolution was adopted.

HOUSE RESOLUTION NO. 72-96 by Representatives Mentor and Costanti:

WHEREAS, In order to carry out the business of the Legislature it is often necessary to obtain information from employees of state government; and

WHEREAS, The employees of state government are many times required to work extra hours and expend considerable effort in order to fulfill the request of members of the Legislature for information and other materials;

NOW, THEREFORE, BE IT RESOLVED, That the House of Representatives does hereby recognize and compliment the employees of state government for their courtesy and consideration in responding to the requirements of the Legislature in helping to attend to the necessary business of the state.

On motion of Mr. Mentor, the resolution was adopted.

MESSAGES FROM THE SENATE

February 19, 1972

Mr. Speaker: The Senate has concurred in the House amendments to ENGROSSED SENATE BILL NO. 207 and has passed the bill as amended by the House, and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

## SECOND READING

Mr. Bledsoe demanded a Call of the House, and the demand was sustained.

## CALL OF THE HOUSE

The Sergeant at Arms was instructed to lock the doors.

The Clerk called the roll and all members were present except Representative Hubbard.

On motion of Mr. Morrison, the absent member was excused and the House proceeded with business under the Call of the House.

## MOTION

Mr. Haussler moved that SENATE BILL NO. 32 be placed at the top of tonight's second reading calendar.

Mr. Haussler spoke in favor of the motion, and Mr. Newhouse spoke against it.

Mr. Haussler spoke again in favor of the motion.

## PARLIAMENTARY INQUIRY

Mr. Charette: "Mr. Speaker, does it require suspension of the rules to move this matter to the top of the calendar?"

The Speaker: "No, sir, it does not. As I restated the motion, I did not include the suspension. It is a majority vote only."

The motion by Mr. Haussler was lost on a rising vote.

## MOTION

On motion of Mr. Morrison, the House reverted to the fourth order of business.

## INTRODUCTION AND FIRST READING

HOUSE CONCURRENT RESOLUTION NO. 27, by Representatives Chatalas and Newhouse:

Amending Senate Concurrent Resolution No. 2 to limit 2nd Extraordinary Session of 42nd Legislature to forty-two days.

On motion of Mr. Bledsoe, the rules were suspended, House Concurrent Resolution No. 27 was advanced to second reading and read the second time.

On motion of Mr. Morrison, the rules were suspended, the second reading considered the third, and House Concurrent Resolution No. 27 was placed on final passage.

Representatives Bledsoe and Sawyer spoke in favor of House Concurrent Resolution No. 27, and the resolution was adopted.

#### MOTIONS

On motion of Mr. Morrison, House Concurrent Resolution No. 27 was ordered transmitted immediately to the Senate.

On motion of Mr. Morrison, the House advanced to the eighth order of business.

#### SECOND READING

HOUSE BILL NO. 114, by Representatives Morrison and Brown:

Redistricting the state congressional districts.

The bill was read the second time.

Mr. Brown moved adoption of the following amendment by Representatives Brown and Morrison:

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Section 1. There is added to chapter 29.68 RCW a new section to read as follows:

The purpose of this 1972 amendatory act is to redistrict the congressional districts of the state of Washington in accordance with the requirements of the United States Constitution as these requirements have been enunciated by the United States supreme court, so as to encompass within each district, as nearly as practicable, an equal number of state residents, exclusive of transient persons. As a matter of state -policy, the legislature hereby declares that state residential population is regarded as the proper apportionment base for the alignment of congressional district boundaries to the extent that it is practically possible to determine such population base. In accordance with this policy, the populations of the seven congressional districts established by and described in this 1972 amendatory act have been determined by the legislature on the following basis:

(1) For those geographic areas encompassing federal military establishments, and also constituting separate special enumeration census districts within the purview of the 1970 decennial federal census, population has been established by ascertaining the total number of the registered voters residing therein and then multiplying these totals by a multiple (2.2) reflecting the relationship between registered voters and the total number of state residents throughout the state;

(2) In the case of all other geographic areas, population has been ascertained on the basis of the total number of persons having been found to be residing within such areas as of April 1, 1970 in accordance with the aforesaid 1970 federal decennial census, for the specific reason that no practical means have been found to be available, in the absence of more inclusive federal census data, to establish the residential population of these

areas in any other manner. No special census enumeration districts exist for such other areas of the state as may be occupied by significant numbers of transients.

NEW SECTION. Sec. 2. There is added to chapter 29.68 RCW a new section to read as follows:

On the basis of the criteria set forth in section 1 of this 1972 amendatory act, the population of each of the congressional districts established by this 1972 amendatory act is as follows:

First.....	480,063
Second.....	478,401
Third.....	478,833
Fourth.....	478,437
Fifth.....	479,035
Sixth.....	479,449
Seventh.....	479,536

Sec. 3. Section 8, chapter 152, Laws of 1965 ex. sess. and RCW 29.68.008 are each amended to read as follows:

(1) Any area not specifically included within the boundaries of any of the districts as described in ((REW 29.68.004, 29.68.008, 29.68.042, 29.68.022, 29.68.034, 29.68.044, 29.68.063 and 29.68.067)) this 1972 amendatory act and which is completely surrounded by a particular district, shall be a part of that district. Any such area not completely surrounded by a particular district shall be a part of the district having the smallest number of inhabitants and having territory contiguous to such area ((in the same county in which the area is located)).

(2) Any area described in ((REW 29.68.004, 29.68.008, 29.68.042, 29.68.022, 29.68.034, 29.68.044, 29.68.063 and 29.68.067)) this 1972 amendatory act as specifically embraced in two or more noninclusive districts shall be a part of the adjoining district having the smallest number of inhabitants and shall not be a part of the other district or districts.

(3) Any area specifically mentioned as embraced within a district but separated from such district by one or more other districts, shall be assigned as though it had not been included in any district specifically described.

(4) The ((1960)) 1970 United States census shall be used for determining the number of inhabitants under the provisions of ((REW 29.68.004, 29.68.008, 29.68.042, 29.68.022, 29.68.034, 29.68.044, 29.68.063 and 29.68.067)) this 1972 amendatory act.

NEW SECTION. Sec. 4. There is added to chapter 29.68 RCW a new section to read as follows:

The boundaries of census areas mentioned in this chapter shall be those established by the United States bureau of the census in the 1970 decennial census. The boundaries of counties, municipalities, and other political subdivisions of the state, mentioned in this chapter shall be those boundaries as used in the 1970 decennial census or, if not used in the census, as they existed on April 1, 1970.

NEW SECTION. Sec. 5. There is added to chapter 29.68 RCW a new section to read as follows:

That portion of Kitsap county included in the following census areas: Census tracts 83, 84, 85, 86, 87, 88, 89, 90, 91, and 92; and that portion of King county

included in the following census areas: Census tracts 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, and 215, block group 3 of census tract 220, census tracts 224, 225, 226, 227, 228, 229, 230, 231, and 232, census tracts 235, 236, 237, and 238, block groups 1, 2, 3, 4, 5, 6, and 9 of census tract 239, census tracts 240, 241, 242, 243, 244, 245, and 246, shall constitute the first congressional district and shall be entitled to one representative in the congress of the United States.

NEW SECTION. Sec. 6. There is added to chapter 29.68 RCW a new section to read as follows:

Whatcom county; Skagit county; San Juan county; Island county; Snohomish county; that portion of King county included in the following census areas: Census tracts 216, 217, 218, and 219, block groups 1, 2, and 9, and enumeration districts 725, and 820, of census tract 220, census tracts 221, 222, 223, and 323, shall constitute the second congressional district and shall be entitled to one representative in the congress of the United States.

NEW SECTION. Sec. 7. There is added to chapter 29.68 RCW a new section to read as follows:

Cowlitz county; Wahkiakum county; Pacific county; Grays Harbor county; Thurston county; Mason county; Jefferson county; Clallam county; that portion of Kitsap county included in the following census areas: Enumeration districts 1, 2, 3, 4A, 4B, 5, 6, 7, 8, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 75, 76, 77, 78, 79, 80, 81, 82, 93, 94, 95, 96, 97, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, and census tracts 9501, 9502, 9503, 9504, 9505, 9505.99, 9506, 9508, and 9509; that portion of Clark county included in the following census areas: Census tracts 402, 403, 409, 410.01, 410.02, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 426.99, 427, and 428; and that portion of Pierce county included in the following areas: census tracts 701, and 702, enumeration districts 7A, 7B, 7C, 12A, 12C, 12D, 12E, and 13, of census tract 703, census tracts 704, and 712, block groups 1, and 6, and enumeration district 56, of census tract 713, block groups 2, and 9, and enumeration districts 57, 58, 60, 61, and 62, of census tract 714, census tracts 730, 731, and 732, shall constitute the third congressional district and shall be entitled to one representative in the congress of the United States.

NEW SECTION. Sec. 8. There is added to chapter 29.68 RCW a new section to read as follows:

Chelan county; Yakima county; Kittitas county; Benton county; Skamania county; Klickitat county; Lewis county; that portion of Clark county included in the following census areas: Census tracts 401, 404, 405.01, 405.02, 405.03, 406, 407, 408, 411.01, 411.02, 412, 413, 414, 415, 416, 429, 430, and 431; that portion of Franklin county included in the following census areas: census tracts 201, 202, 203, and 204; that portion of Grant county included in the following census areas: census tracts

9501, 9502, 9503, 9504, and 9505, and enumeration districts 11, 12, 22, 23, 24, 25, 35, 36, 37A, 37B, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, and 53; and that portion of Douglas county included in the following census areas: enumeration districts 12, 13, 14, 15, 17, 19, 20, and 21, shall constitute the fourth congressional district and shall be entitled to one representative in the congress of the United States.

NEW SECTION. Sec. 9. There is added to chapter 29.68 RCW a new section to read as follows:

Okanogan county; Pend Oreille county; Stevens county; Ferry county; Spokane county; Lincoln county; Adams county; Columbia county; Asotin county; Garfield county; Walla Walla county; Whitman county; that portion of Douglas county included in the following census areas: Enumeration districts 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 16, 18, 22, and 23; that portion of Grant county included in the following census areas: enumeration districts 1, 2, 3, 4, 5, 6, 7, and 8; and that portion of Franklin county included in the following census areas; census tracts 205, 206, 207, and 208, shall constitute the fifth congressional district and shall be entitled to one representative in the congress of the United States.

NEW SECTION. Sec. 10. There is added to chapter 29.68 RCW a new section to read as follows:

That portion of King county included in the following census areas: Census tracts 276, 277, 278, 279, and 280, block group 3, of census tract 280, block group 9, and enumeration districts 324A, and 324B, of census tract 283, census tract 284, census tracts 285, 286, 287, 288, 289, 290, 291, 292, 293, 294, 295, 296, 297, 298, 299, 300, 301, 302, 303, 304, 305, and 306; that portion of Pierce county included in the following census areas: census tracts 601, 602, 602.99, 603, 603.99, 604, 604.99, 605, 605.99, 606, 606.99, 607, 608, 609, 610, 611, 612, 613, 614, 615, 615.99, 616.01, 616.02, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, and 635, enumeration district 12B, of census tract 703, census tracts 705, 706, 707, 708, 708.99, 709, 710, and 711, block groups 2, 3, 4, and 5, of census tract 713, enumeration district 59, of census tract 714, census tracts 715, 716, 717, 718.01, 718.02, 719.01, 719.02, 720, 721.01, 721.02, 722, 723.01, 723.02, 724, 725, 726, 727, 728, 729, 733, 734, and 735, shall constitute the sixth congressional district and shall be entitled to one representative in the congress of the United States.

NEW SECTION. Sec. 11. There is added to chapter 29.68 RCW a new section to read as follows:

That portion of King county included in the following census areas: Census tracts 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 80.99, 81, 81.99, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 92.99, 93, 93.99, 94, 95, 96, 96.99, 97, 98, 99, 99.99, 100, 101, 102, 103, 104, 105, 106, 107, 108, 108.99, 109, 109.99, 110, 111, 112, 112.99, 113, 114, 115, 116, 117, 118, 119, 120, 121, and 233, census tract 234, block group 7, of census tract 239, census tracts 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 263.99, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, and 275, census tracts 281, and 282, block groups 1, and 2, and

enumeration district 323, of census tract 283, census tracts 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 324, 325, 326, 327, and 328, shall constitute the seventh congressional district and shall be entitled to one representative in the congress of the United States.

NEW SECTION. Sec. 12. The following acts or parts of acts are each repealed:

- (1) Section 7, chapter 152, Laws of 1965 ex. sess. and RCW 29.68.004;
- (2) Section 1, chapter 152, Laws of 1965 ex. sess. and RCW 29.68.012;
- (3) Section 2, chapter 152, Laws of 1965 ex. sess. and RCW 29.68.022;
- (4) Section 3, chapter 152, Laws of 1965 ex. sess. and RCW 29.68.031;
- (5) Section 4, chapter 152, Laws of 1965 ex. sess. and RCW 29.68.041;
- (6) Section 29.68.050, chapter 9, Laws of 1965 and RCW 29.68.050;
- (7) Section 5, chapter 152, Laws of 1965 ex. sess. and RCW 29.68.063; and
- (8) Section 6, chapter 152, Laws of 1965 ex. sess. and RCW 29.68.067."

Representatives Brown and Morrison spoke in favor of the amendment, and Representatives Bottiger, Grant and Kilbury spoke against adoption of the amendment.

POINT OF INQUIRY

Mr. Sawyer: "I would like the draftsman of the last page of this map, where we are splitting Lake Tapps in half, to tell me where I am. Stu, are you the draftsman of this?"

Mr. Bledsoe declined to yield to question.

Mr. Sawyer: "Mr. Brown?"

Mr. Brown declined to yield to question.

The Speaker declared the House to be at ease.

The Speaker called the House to order.

MESSAGES FROM THE SENATE

February 19, 1972

Mr. Speaker: The Senate has passed:

ENGROSSED HOUSE BILL NO. 140,

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

February 19, 1972

Mr. Speaker: The President has signed:

SENATE BILL NO. 207,

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:

SENATE BILL NO. 207.

The Speaker stated the question before the House to be the amendment by Representatives Brown and Morrison to House Bill No. 114.

Mr. Wolf demanded an electric roll call and the demand was sustained.

Mr. Brown closed debate, speaking in favor of the amendment.

PERSONAL PRIVILEGE

Mr. Sawyer: "I think my motives have been impugned. I was not particularly worried about whether or not I would be running in the Sixth District, but I had the unfortunate experience as a freshman legislator to attempt to amend Congresswoman Hansen's highway bill, and I would prefer to be in another district."

PERSONAL PRIVILEGE

Mr. Brown: "Point of personal privilege in reply to one: I didn't realize that being a congressional aspirant was something that would impugn anyone's motives."

ROLL CALL

The Clerk called the roll on the adoption of the amendment by Representatives Brown and Morrison to House Bill No. 114, and the amendment was adopted by the following vote: Yeas, 50; nays, 48; not voting, 1.

Voting yea: Representatives Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Hoggins, Jones, Juelling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, Mentor, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Richardson, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Douthwaite, Gallagher, Grant, Haussler, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, O'Brien, Perry, Randall, Rosellini, Savage, Sawyer, Shipoch, Thompson, Van Dyk, Williams, Wojahn.

Not voting: Representative Hubbard.

On motion of Mr. Wolf, the following amendment to the title by Representatives Brown and Morrison was adopted:

Strike all of the title and insert the following:  
 "AN ACT Relating to redistricting and reapportionment of the state into seven congressional districts; amending section 8, chapter 152, Laws of 1965 ex.

sess. and RCW 29.68.008; adding new sections to chapter 29.68 RCW; repealing section 7, chapter 152, Laws of 1965 ex. sess. and RCW 29.68.004; repealing section 1, chapter 152, Laws of 1965 ex. sess. and RCW 29.68.012; repealing section 2, chapter 152, Laws of 1965 ex. sess. and RCW 29.68.022; repealing section 3, chapter 152, Laws of 1965 ex. sess. and RCW 29.68.031; repealing section 4, chapter 152, Laws of 1965 ex. sess. and RCW 29.68.041; repealing section 29.68.050, chapter 9, Laws of 1965 and RCW 29.68.050; repealing section 5, chapter 152, Laws of 1965 ex. sess. and RCW 29.68.063; and repealing section 6, chapter 152, Laws of 1965 ex. sess. and RCW 29.68.067."

House Bill No. 114 was ordered engrossed.

Mr. Wolf moved that the rules be suspended, the second reading considered the third, and Engrossed House Bill No. 114 be placed on final passage.

Mr. Wolf demanded an electric roll call and the demand was sustained.

POINT OF INQUIRY

Mr. Brown yielded to question by Mr. Moon.

Mr. Moon: "In your remarks about this amendment as you presented it to us, you said it was the result of compromise. I was wondering who it was that engaged in this compromise. It seems to me the vote on it was pretty partisan."

Mr. Brown: "I am afraid the vote on your side reflects a vote of no confidence in your negotiators."

Mr. Moon: "You haven't answered my question. Who were the negotiators?"

Mr. Brown: "I didn't say I would answer--I said I would try."

POINT OF INFORMATION

Mr. Morrison: "Dr. Moon, I would be glad to attempt to answer your question. I think the sequence on this bill probably started during the last session with a visit from Congressman Brock Adams. I think he was the first one to be here. Congressman Tom Pelley was here. There were a number of communications between Congresswoman Julia Butler Hansen and Senator Bob Bailey. Later on, just before the final form in which this was put together, it was shipped to Washington, D.C., with a visit to all the congressmen. They brought this particular plan back with the understanding from them that even though no congressman likes to give up any of his old home area, because he doesn't do anything but create enemies, but if the plan came back to them in this form, that supposedly it would be acceptable to them as being the only compromise that they

could see their way all the way through. I would like to point out to Representative Grant that under your plan, you would be in the Fourth District."

#### ROLL CALL

The Clerk called the roll on the motion by Mr. Wolf to suspend the rules and place Engrossed House Bill No. 114 on final passage, and the motion was lost by the following vote: Yeas, 50; nays, 48; not voting, 1.

Voting yea: Representatives Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Hoggins, Jones, Juelling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, Mentor, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Richardson, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Douthwaite, Gallagher, Grant, Haussler, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, O'Brien, Perry, Randall, Rosellini, Savage, Sawyer, Shipoch, Thompson, Van Dyk, Williams, Wojahn.

Not voting: Representative Hubbard.

Engrossed House Bill No. 114 was passed to Committee on Rules and Administration for third reading.

#### SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:  
HOUSE BILL NO. 46,  
HOUSE BILL NO. 177,  
SUBSTITUTE HOUSE BILL NO. 324.

The Speaker declared the House to be at ease.  
The Speaker called the House to order.

#### SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:  
HOUSE BILL NO. 140.

#### MOTION

On motion of Mr. Bledsoe, Representatives Paris and Van Dyk were excused from further proceedings under the Call of the House.

#### SECOND READING

HOUSE BILL NO. 115, by Representatives Brown and Morrison:

Redistricting the legislature.

The bill was read the second time.

Mr. Bottiger moved adoption of the following amendment:

Strike all material after the enacting clause and insert the following:

"NEW SECTION. Section 1. For election of members of the legislature, the territory of the state shall be divided into forty-nine legislative districts as described in sections 2 through 50 of this act.

(1) The plan represented by this act is based on the 1970 United States census with the data being adjusted according to the formula established by the attorney general of Washington in order to reflect the presence of a transient military personnel. The legislature attempted to achieve precise mathematical equality in the populations of the various legislative districts. Any variation in the populations of the districts is inadvertent and resulted from the policy of following to the extent possible existing political subdivision boundaries, from the policy of choosing other easily identifiable boundaries, or from the necessity of subdividing the smallest census data division and interpolating the percentage of the population total in each portion.

It is legislative policy that census lines should rank no more than equally with other lines available for use in defining districts. The legislature finds that census unit lines are often hard to read on census maps; that the lines used in the 1970 census are often holdovers from earlier censuses and do not reflect urban and suburban growth, new roads, new communities, newly established ethnic groups, or additions to existing political subdivisions; that census unit sizes vary so greatly that it is impossible to use consistent sizes; that in some cases the smallest census units were unreadable or unit lines were missing, which would have forced the use of the larger census units as boundaries; that voters and election officials have difficulty interpreting district boundaries if only census units are used in descriptions; that nevertheless several legislators and some of the public have voiced preference for use of census units to describe district boundaries; and that the more clearly defined and readily interpretable census boundaries often coincide with commonly understood civil boundaries, and as such can be used effectively. In summary, the legislature rejects the notion that state redistricting plans must be forced into the pattern established by the federal census lines since the federal census lines were arbitrarily created for the convenience of the federal government in enumerating persons and are not necessarily related to or effective for the process of state legislative redistricting, but the state legislature accepts the use of census units to describe district boundaries when in its judgment the redistricting process would thereby be facilitated.

(2) In order to provide the best possible representation for all persons the legislature established the policy of dividing a legislative district into two representative districts if significant factors of dissimilarity were found to exist within a district and where a division of the district would serve to provide

more effective representation for the different communities of interest. The factors examined by the legislature included the following:

- (a) The combination of urban, suburban, or rural components within a district;
- (b) Presence of ethnic, racial, religious, nationality, or other cultural subgroupings;
- (c) Presence of academic communities around colleges and universities;
- (d) Historical political subdivisions;
- (e) Significant transient populations;
- (f) Geographic factors such as isolation due to distance, mountains, or water barriers;
- (g) Special housing areas;
- (h) Variations in industrial, commercial and agricultural land use or zoning;
- (i) Patterns of home ownership and property taxation;
- (j) Communications and transportation patterns with particular reference to centers of distribution of information, goods, and services;
- (k) Age, income, occupation, family size, number of children in schools, and other demographic factors.

(3) A single three member district is maintained to accommodate the Washington legislative tradition of an uneven number in each house to guarantee that one party will have a majority. This has proven to be in the best interest of the people of the state of Washington.

A formula was devised which provides for proportional representation with the representation value of one of forty-nine senators being correlated with the representation value of one of ninety-nine representatives. Thus in the three house member district a slight under-representation in the senate is balanced by a slight over-representation in the house but in terms of representation units the two member districts and the three member district are equal under the one man, one vote concept.

(4) For the purposes of this act the following guides to interpretation shall apply:

(a) Census tract and enumeration district boundaries are as they appear on the 1970 census maps.

(b) Road and street descriptions follow the centerline of the named or numbered streets and roads, and a straight line extension thereof where such named or numbered streets or roads have not been cut through, except where the context expressly indicates otherwise. Road and street descriptions are based to the extent possible on 1970 census maps.

(c) Water boundaries follow the main thread of a river or stream and the centerline of other bodies of water unless the context indicates otherwise.

(d) Municipal and district boundaries are those boundaries of the political subdivisions of the state as they appear on the 1970 census maps.

NEW SECTION. Sec. 2. Legislative district 1 shall consist of the following areas: In King county census tract 202 except for blocks 306 through 308; all of census tract 203; all of census tract 204; all of census tract 205; all of census tract 206; all of census tract 207; in

census tract 208 block groups 1 and 2; in census tract 209 block group 1; in census tract 210 blocks 101 through 106, 108, 401, 407 through 411, 501 through 511, and 516; in census tract 211 blocks 103 and 104, and block group 5; census tract 214 except for blocks 201 through 204, 309 through 311, 313, and 314, and block group 1 (but including blocks 101 and 103); census tract 215 except for blocks 202 through 207, and 303 through 306; census tract 216 except for block group 2; all of census tract 217; and all of census tract 218: And in Snohomish county census tract 323 except for enumeration district 210, blocks 108 through 113, 115 through 122, 905, 906, 908, 910, 925, 938, and 940, and block groups 2, 3, and 4 (but including block 414); census tract 511 except for block groups 4 and 5 (but including blocks 503 through 505 and 512); in census tract 513 block group 3; and in census tract 519 block 411, and block group 5.

NEW SECTION. Sec. 3. Legislative district 2 shall consist of the following areas: All of Pend Orielle county: All of Stevens county: All of Ferry county: All of Okanogan county: And Douglas county except for enumeration districts 12 and 13.

NEW SECTION. Sec. 4. Legislative district 3 shall consist of the following areas: In Spokane county all of census tract 1; all of census tract 2; census tract 10 except for block groups 1 and 6, and blocks 201 through 209 and 528 through 531; census tract 11 except for block groups 5 and 1 (but including blocks 118 through 122); census tract 12 except for block groups 1 and 2; census tract 13 except for block group 3, and blocks 101 through 119 and 217 through 230; census tract 14 except for blocks 413 through 439, and block group 1 (but including blocks 128 through 130); census tract 15 except for blocks 201 through 206, and block groups 1 and 5 (but including blocks 501 through 508); all of census tract 16; all of census tract 17; all of census tract 18; all of census tract 19; all of census tract 20; all of census tract 21; all of census tract 22; all of census tract 23; all of census tract 24; all of census tract 25; in census tract 31 block groups 1, 2, and 5; all of census tract 32; all of census tract 34; all of census tract 35; all of census tract 36; all of census tract 37; in census tract 40 block group 1; and in census tract 46 blocks 111 through 114 and 138 through 141.

NEW SECTION. Sec. 5. Legislative district 4 shall consist of the following areas: In Spokane county all of census tract 26; all of census tract 27; all of census tract 28; all of census tract 29; all of census tract 30; all of census tract 33; in census tract 46 blocks 211 through 223, 226 through 232, block group 3, and block group 4 except for blocks 407 and 423 through 428; in census tract 47 blocks 101 through 106, 111 through 122, 126 through 131, 201 through 206, 211 through 222, 227 through 232, and 301 through 307; in census tract 101 enumeration district 2; all of census tract 113; all of census tract 114; all of census tract 115; all of census tract 116; all of census tract 117; all of census tract 118; all of census tract 119; all of census tract 120; all of census tract 121; all of census tract 122; all of census tract 123; in census tract 124 block group 1, and blocks

901 and 902; all of census tract 125; all of census tract 126; in census tract 127 block groups 1 and 2, and blocks 301 through 305; census tract 128 except for blocks 102 through 111; in census tract 129 block group 1, and blocks 201 through 216; all of census tract 130; all of census tract 131; all of census tract 132; and in census tract 134 blocks 904 through 921.

NEW SECTION. Sec. 6. Legislative district 5 shall consist of the following areas: In Spokane county all of census tract 3; all of census tract 4; all of census tract 5; all of census tract 6; all of census tract 7; all of census tract 8; all of census tract 9; in census tract 10 block groups 1 and 6, and blocks 201 through 209 and 528 through 531; in census tract 11 block group 5 and block group 1 except for blocks 118 through 122; in census tract 12 block groups 1 and 2; in census tract 13 block group 3, and blocks 101 through 119 and 217 through 230; in census tract 14 block group 1 except for blocks 128 through 130 and block group 4 except for blocks 401 through 412; in census tract 15 block group 1, blocks 201 through 206, and block group 5 except for blocks 501 through 508; in census tract 101 enumeration districts 1 and 3; all of census tract 102; all of census tract 103; in census tract 106 block 902; in census tract 107 blocks 904, 905, and 908; in census tract 108 blocks 115 through 127; in census tract 109 block 101; in census tract 110 blocks 117 and 121 through 123, and block groups 2 and 3; all of census tract 111; and all of census tract 112.

NEW SECTION. Sec. 7. Legislative district 6 shall consist of the following areas: In Spokane county in census tract 31 block groups 3 and 4; all of census tract 38; all of census tract 39; in census tract 40 block groups 2 through 5; all of census tract 41; all of census tract 42; all of census tract 43; all of census tract 44; all of census tract 45; in census tract 46 blocks 101 through 110, 115 through 137, 142 through 145, 201 through 210, 224, 407, and 423 through 428; census tract 47 except for blocks 101 through 106, 111 through 122, 126 through 131, 201 through 206, 211 through 222, 227 through 232, and 301 through 307; all of census tract 104; all of census tract 105; census tract 106 except for block 902; in census tract 107 blocks 901 through 903, 906, and 907; in census tract 108 blocks 101 through 114 and 128 through 130, and block group 2; in census tract 109 blocks 102 through 117, and block group 2; in census tract 110 blocks 102 through 116 and 118 through 120; in census tract 124 blocks 905 through 921; in census tract 127 blocks 306 through 319, and block groups 4 and 5; in census tract 128 blocks 101 through 111; in census tract 129 blocks 217 through 228; all of census tract 133; in census tract 134 block groups 1, 2, and 3, and blocks 901 through 903; all of census tract 135; all of census tract 136; all of census tract 137; all of census tract 138; all of census tract 139; all of census tract 141; and in census tract 143 enumeration districts 368, 369, and 373.

NEW SECTION. Sec. 8. Legislative district 7 shall consist of the following areas: In Pierce county in census tract 601 block group 1; all of census tract 603; all of census tract 603.99; all of census tract 604; all of census tract 604.99; all of census tract 605; all of census tract

605.99; in census tract 606 block group 2, and blocks 101 through 118; all of census tract 606.99; in census tract 607 block groups 5 and 6; in census tract 609 block groups 1, 2, 5, 6, and 7; all of census tract 610; all of census tract 708; all of census tract 708.99; in census tract 723.02 block groups 5, 6, and 7, and enumeration district 42; all of census tract 724; all of census tract 725; all of census tract 726; all of census tract 727; and all of census tract 735: And in King county all of census tract 301; all of census tract 302; and in census tract 303 enumeration districts 383A, 383B, 383C, and 383D.

NEW SECTION. Sec. 9. Legislative district 8 shall consist of the following areas: In King county all of census tract 233; all of census tract 234; in census tract 248 block groups 1 and 2; in census tract 250 enumeration district 221; all of census tract 313; all of census tract 315; all of census tract 316; all of census tract 320; all of census tract 321; all of census tract 322; all of census tract 324; all of census tract 325; all of census tract 326; all of census tract 327; all of census tract 328; all of census tract 329; all of census tract 330; and all of census tract 331.

NEW SECTION. Sec. 10. Legislative district 9 shall consist of the following areas: In Spokane county in census tract 143 enumeration districts 370, 371, 372, and 374; all of census tract 140; and all of census tract 142: All of Adams county: All of Lincoln county: And all of Whitman county.

NEW SECTION. Sec. 11. Legislative district 10 shall consist of the following areas: All of Island county: In Kitsap county enumeration districts 1, 2, 3, 4A, 4B, 5 through 8, 12 through 23, 75, 81 through 86, and 88 through 92; all of census tract 9509; and all of census tract 9510: In Snohomish county census tract 401 except for blocks 102 through 118; in census tract 525 enumeration district 546; all of census tract 530; all of census tract 532; and census tract 533 except for enumeration district 513: And in Skagit county enumeration districts 60, 61, and 65.

NEW SECTION. Sec. 12. Legislative district 11 shall consist of the following areas: All of Asotin county: All of Columbia county: All of Garfield county: All of Walla Walla county: And in Benton county in census tract 113 enumeration district 69; in census tract 114 enumeration district 70A; and all of census tract 115.

NEW SECTION. Sec. 13. Legislative district 12 shall consist of the following areas: All of Chelan county: All of Kittitas county: In Douglas county enumeration districts 12 and 13.

NEW SECTION. Sec. 14. Legislative district 13 shall consist of the following areas: In Benton county census tract 101 except for blocks 314 through 322; census tract 102 except for enumeration district 8; all of census tract 107; all of census tract 117; in census tract 118 enumeration districts 35 and 38; all of census tract 119; and all of census tract 120: All of Grant county: And in Yakima county enumeration district 54 except for blocks 416, 417, 501, 502, and 509 through 512, in enumeration district 89 blocks 103, 104, 109, 110, and 207 through 210, all of enumeration district 88, enumeration district 90

except for blocks 506 through 514, all of enumeration districts 91A, 91B, and 92 through 95, in enumeration district 96 blocks 506, 509, 511, and 512, all of enumeration district 1, enumeration district 3 except for that part contained in sections 4, 5, 6, 7, 8, 9, 16, and 17, township 13 north, range 19 east, and in sections 1 and 12, township 13 north, range 18 east, such part containing thirty-eight percent of the population of enumeration district 3, and all of enumeration districts 5, 7, and 105 through 109.

NEW SECTION. Sec. 15. Legislative district 14 shall consist of the following areas: In Yakima county enumeration district 2, that part of enumeration district 3 contained in sections 4, 5, 6, 7, 8, 9, 16, and 17, township 13 north, range 19 east, and in sections 1 and 12, township 13 north, range 18 east, such part containing sixty-two percent of the population of enumeration district 3, enumeration districts 4, 6, 8 through 14, 20 through 47, 47B, 48, 103, 103B, 103C, 104, 112 through 125, 157, and 158; in census tract 9503 enumeration districts 49 through 53, and in enumeration district 54 blocks 416, 417, 501, 502, and 509 through 512; all of census tract 9504; all of census tract 9505; all of census tract 9506; all of census tract 9507; all of census tract 9508; census tract 9509 except for enumeration districts 88, 91, 91B, and 92, and blocks 103, 104, 109, 110, 207 through 210, and 506 through 514; in census tract 9510 enumeration district 96 except for blocks 506, 509, 511, and 512; all of census tract 9511; all of census tract 9514; and all of census tract 9516.

NEW SECTION. Sec. 16. Legislative district 15 shall consist of the following areas: In Yakima county enumeration districts 127, 128, 128B, 129 through 133, 143 through 152, 159 through 168, 175 through 180, and 186 through 196; all of census tract 9501; all of census tract 9502; all of census tract 9512; all of census tract 9513; all of census tract 9515; and all of census tract 9517: In Benton county all of census tract 108; all of census tract 116; and in census tract 118 enumeration districts 36, 37, and 39: In Klickitat county enumeration districts 1 through 4, 11 through 15, and 20 through 22; and all of census tract 9501: In Skamania county enumeration districts 1 and 2: And in Clark county all of census tract 401; and in census tract 402 enumeration district 606.

NEW SECTION. Sec. 17. Legislative district 16 shall consist of the following areas: In Benton county in census tract 101 blocks 314 through 322; in census tract 102 enumeration district 8; all of census tract 103; all of census tract 104; all of census tract 105; all of census tract 106; all of census tract 109; all of census tract 110; all of census tract 111; all of census tract 112; in census tract 113 enumeration districts 50, 50B, 51, 52, 52B, 53, 53B, 53C, 54, 55; in census tract 114 enumeration districts 56, 57, 57B, and 70B: And all of Franklin county.

NEW SECTION. Sec. 18. Legislative district 17 shall consist of the following areas: In Klickitat county enumeration districts 5, 6, 7, 8, 9, and 10: In Skamania county enumeration districts 3, 4, 5, 6, 7, 8, 9, and 10: In Cowlitz county enumeration district 68: And in Clark county in census tract 402 enumeration districts 604, 605,

and 607; all of census tract 403; all of census tract 404; all of census tract 405.01; all of census tract 405.02; all of census tract 405.03; all of census tract 406; all of census tract 407; in census tract 408 enumeration district 642; all of census tract 411.02; all of census tract 412; all of census tract 413; all of census tract 414; all of census tract 415; and in census tract 430 blocks 101 through 103.

NEW SECTION. Sec. 19. Legislative district 18 shall consist of the following areas: Cowlitz county except for enumeration district 66.

NEW SECTION. Sec. 20. Legislative district 19 shall consist of the following areas: All of Pacific county: All of Wahkiakum county: In Grays Harbor county enumeration districts 4, 5, 6, 7A, 7B, 8, 10, 12 through 17, 30 through 33, 66 through 69; all of census tract 9501.01; all of census tract 9501.02; all of census tract 9501.03; all of census tract 9501.04; all of census tract 9501.05; all of census tract 9501.06; all of census tract 9501.99; all of census tract 9502; all of census tract 9503.01; all of census tract 9503.02; all of census tract 9503.03; all of census tract 9503.04; all of census tract 9503.05; all of census tract 9503.06; and all of census tract 9503.99.

NEW SECTION. Sec. 21. Legislative district 20 shall consist of the following areas: All of Lewis county: In Grays Harbor county enumeration districts 18 through 27: In Pierce county in census tract 731 enumeration districts 55A, 55B, and 55C; and all of census tract 732: And in Thurston county enumeration districts 68, 70 through 75, and 78 through 80.

NEW SECTION. Sec. 22. Legislative district 21 shall consist of the following areas: In Snohomish county in census tract 401 blocks 304 through 307; in census tract 408 block groups 2 and 3; all of census tract 408.99; all of census tract 409; census tract 413 except for that part of block 101 lying east of Hardeson Road and south of 76th Street S.W., and its logical extension to an intersection with Hardeson Road, such part containing five percent of the population of block 101; in census tract 416 block groups 1 and 2; in census tract 417 block group 3; all of census tract 418; all of census tract 419; all of census tract 420; all of census tract 501; all of census tract 502; all of census tract 503; in census tract 504 blocks 101 through 114, and block groups 3 through 5; all of census tract 505; all of census tract 515; all of census tract 516; in census tract 517 blocks 101, 102, and 407 through 410; all of census tract 518; and in census tract 519 block group 1.

NEW SECTION. Sec. 23. Legislative district 22 shall consist of the following areas: Thurston county except for enumeration districts 68, 70 through 75, and 78 through 80.

NEW SECTION. Sec. 24. Legislative district 23 shall consist of the following areas: In Kitsap county enumeration districts 24 through 36, 76 through 80, 93 through 97, and 102 through 112; all of census tract 9501; all of census tract 9502; all of census tract 9503; all of census tract 9504; all of census tract 9505; all of census tract 9506; and all of census tract 9508.

NEW SECTION. Sec. 25. Legislative district 24 shall consist of the following areas: All of Clallam county: All of Jefferson county: All of Mason county: And in Grays Harbor county enumeration districts 1, 2, 3, 9, and 11.

NEW SECTION. Sec. 26. Legislative district 25 shall consist of the following areas: In Pierce county in census tract 619 blocks 201 through 208; all of census tract 622; all of census tract 623; in census tract 624 block groups 1, 2, 5, and 6, and blocks 405, 412, 413, and 418 through 423; all of census tract 625; all of census tract 633; all of census tract 701; all of census tract 702; all of census tract 703; all of census tract 704; in census tract 705 block groups 1 and 9; in census tract 707 blocks 201 through 207, and 212; in census tract 710 block groups 2 and 3; all of census tract 711; all of census tract 712; in census tract 716 block groups 1 and 2, and blocks 301 through 308, and 415 through 422; all of census tract 733; and in census tract 734 blocks 101 through 105, 107, 109, and 125 through 137, and block groups 2 and 3 except for blocks 317 through 324, 334, and 335: And in King county all of census tract 310.

NEW SECTION. Sec. 27. Legislative district 26 shall consist of the following areas: In Pierce county in census tract 601 block groups 2 and 3; in census tract 602 block group 9 except for block 906; in census tract 606 block groups 3 through 6, and 1 except for blocks 101 through 118; in census tract 607 block groups 1 through 4, and 7; all of census tract 608; in census tract 609 block groups 3 and 4; in census tract 613 block group 1; in census tract 614 block group 1, and blocks 201 through 205; all of census tract 615; all of census tract 615.99; in census tract 616.01 block group 1; all of census tract 706; in census tract 707 block groups 1, 3, 4, 5, 6, and 7, and blocks 209 through 211, and 213 through 217; and in census tract 709 block group 1: And in King county in census tract 303 enumeration districts 382A and 382B; all of census tract 304; all of census tract 306; all of census tract 307; all of census tract 308; all of census tract 309; and all of census tract 311.

NEW SECTION. Sec. 28. Legislative district 27 shall consist of the following areas: In Pierce county in census tract 602 block group 2, and block 906; in census tract 602.99 block group 1; all of census tract 611; all of census tract 612; census tract 613 except for block group 1; in census tract 614 block groups 3 and 4, and blocks 206 through 216; in census tract 616.01 block group 2; all of census tract 616.02; all of census tract 617; all of census tract 618; census tract 619 except for blocks 201 through 208; all of census tract 620; all of census tract 621; all of census tract 626; all of census tract 627; all of census tract 628; all of census tract 629; all of census tract 630; in census tract 631 block group 4; in census tract 635 blocks 309 through 312, and 315 through 322; in census tract 705 block groups 2, 3, and 4; in census tract 709 block groups 2 and 3; in census tract 710 block group 1; and in census tract 734 block groups 4, 5, 6, 7, and 8, and blocks 106, 110 through 119, 317 through 324, 334, and 335.

NEW SECTION. Sec. 29. Legislative district 28 shall consist of the following areas: In Pierce county in

census tract 715 blocks 403, 405 through 408, 411, and 414, and block group 5; all of census tract 718.01; all of census tract 718.02; all of census tract 719.01; all of census tract 719.02; all of census tract 720; census tract 721.01 except for enumeration districts 43A, 43B, 43C, and 45; all of census tract 721.02; all of census tract 722; all of census tract 723.01; in census tract 723.02 block groups 1 through 4, and 9; and in census tract 729 special enumeration district 64.

NEW SECTION. Sec. 30. Legislative district 29 shall consist of the following areas: In Pierce county in census tract 624 block group 3, and blocks 401 through 404, 406 through 411, and 414 through 417; in census tract 631 block groups 1 through 3; all of census tract 632; all of census tract 634; in census tract 635 block groups 1, 2, and 3 except for blocks 309 through 312, and 315 through 322; all of census tract 713; all of census tract 714; census tract 715 except for block group 5, and blocks 403, 405 through 408, 411, and 414; census tract 716 except for block groups 1 and 2, and blocks 301 through 308, and 415 through 422; all of census tract 717; in census tract 721.01 enumeration districts 43A, 43B, 43C, and 45; all of census tract 728; census tract 729 except for special enumeration district 64; all of census tract 730; and in census tract 731 enumeration districts 53A, 53B, and 54.

NEW SECTION. Sec. 31. Legislative district 30 shall consist of the following areas: In King county census tract 276 except for block group 1; all of census tract 277; all of census tract 278; census tract 279 except for block groups 1 through 3, and blocks 401 through 405, 407 through 409, 703, 704, and 709; all of census tract 285; all of census tract 286; all of census tract 287; in census tract 288 block groups 4 and 5, and blocks 306 through 311, 901, and 905; all of census tract 289; all of census tract 290; all of census tract 291; census tract 292 except for blocks 101 through 105, 108 through 114, 601 through 605, 607, 610, and 903 through 906; in census tract 298 blocks 202, 203, 205, and 206; and all of census tract 300.

NEW SECTION. Sec. 32. Legislative district 31 shall consist of the following areas: In King county in census tract 279 blocks 301 through 319, 401 through 405, 407 through 409, 703, 704, and 709, and block groups 1 and 2; in census tract 281 blocks 402 and 406 through 408; in census tract 274 block groups 2 through 5, and blocks 609 through 615; in census tract 270 blocks 305 through 311; in census tract 106 blocks 407 through 409; census tract 113 except for blocks 101, 103, 105, 412, 413, 502 through 505, 508 through 512, 515, and 516; census tract 114 except for blocks 101 through 109 and 112; census tract 115 except for block groups 1 and 6, and blocks 510 and 511; census tract 116 except for blocks 101 through 107, 110 through 113, and 605 through 607; all of census tract 120; all of census tract 121; census tract 265 except for blocks 101 and 103; all of census tract 266; all of census tract 267; all of census tract 268; all of census tract 275; in census tract 276 block group 1; all of census tract 280; and all of census tract 284.

NEW SECTION. Sec. 33. Legislative district 32 shall consist of the following areas: In King county census tract 31 except for blocks 701 through 704, and

block groups 5 and 6; census tract 32 except for blocks 704, 711, and 801; in census tract 32.99 enumeration district 2200; all of census tract 33; in census tract 34 blocks 301 through 305, and block group 2; census tract 35 except for blocks 416, 417, 501, 502, and 514 through 517; in census tract 42 blocks 313, 315 through 320, 401, 511, 512, 601 through 613, and 701 through 706; all of census tract 43; all of census tract 47; in census tract 47.99 enumeration district 2203; all of census tract 48; all of census tract 49; all of census tract 50; all of census tract 51; all of census tract 52; in census tract 52.99 enumeration district 2210; census tract 53 except for blocks 801 and 804; in census tract 53.99 enumeration district 2211; all of census tract 54; and in census tract 54.99 enumeration district 2206.

NEW SECTION. Sec. 34. Legislative district 33 shall consist of the following areas: In King county in census tract 93 blocks 122, 211, 213 through 215, 217, and 218; census tract 95 except for blocks 101 through 108, 113 through 115, 121 through 124, 709, 711 through 720, 801 through 803, and 811 through 813; census tract 94 except for blocks 101 through 103, 106, 107, and 110 through 112, and block group 5 (but including blocks 518 and 519), and block group 6 (but including blocks 601, 602, 605, and 606); census tract 100 except for blocks 310 through 315, and 317 through 321; all of census tract 101; all of census tract 102; all of census tract 103; census tract 104 except for blocks 408, 418, 502 through 504, 509 through 511, and 601 through 616; all of census tract 110; all of census tract 111; census tract 118 except for blocks 112, 301 through 305, 308 through 311, and 313, and block group 2; census tract 117 except for blocks 201 through 203 and 205; in census tract 109 block 311; in census tract 263 blocks 310 and 311, and block group 9; in census tract 263.99 enumeration district 2000; all of census tract 264; in census tract 264.99 enumeration district 2001; in census tract 265 blocks 101 and 103; all of census tract 269; and in census tract 270 blocks 101 through 109, 202 through 209, and 301 through 304.

NEW SECTION. Sec. 35. Legislative district 34 shall consist of the following areas: In King county in census tract 116 blocks 101 through 107, 110 through 113, and 605 through 607; in census tract 115 block groups 1 and 6, and blocks 510 and 511; in census tract 93.99 enumeration district 2222; in census tract 99.99 enumeration district 2221; in census tract 92.99 enumeration district 2220; in census tract 108.99 enumeration district 1951; in census tract 109.99 enumeration district 1950; in census tract 112.99 enumeration district 1952; census tract 93 except for blocks 120, 122, 211, 213, 215, 217, and 218; in census tract 100 blocks 310 through 315 and 317 through 321; in census tract 104 blocks 408, 418, 502 through 504, 509 through 511, and 601 through 616; in census tract 87 blocks 402 and 403; census tract 106 except for blocks 407 through 409; all of census tract 91; all of census tract 92; all of census tract 96; all of census tract 97; all of census tract 98; all of census tract 99; all of census tract 105; all of census tract 107; all of census tract 108; all of census tract 112; census tract 109 except for blocks 311

and 314; in census tract 113 blocks 101, 103, 104, 412, 413, 502 through 505, 508 through 512, 515, and 516; in census tract 114 blocks 101 through 109 and 112; in census tract 81 blocks 206 through 211, 222, and 301; in census tract 86 blocks 201 through 212, 301 through 310, 312, 313, 401, 403, 404, 406, 408 through 413, and 501 through 503; in census tract 85 blocks 108 through 111, 201, 203 through 206, 208, 210, 301, 302, 306, and 308; and in census tract 90 blocks 211, 215 through 217, and 302 through 314.

NEW SECTION. Sec. 36. Legislative district 35 shall consist of the following areas: In King county census tract 117 blocks 201 through 203, and 205; in census tract 118 blocks 112, 301 through 305, 308 through 311, and 313, and block group 2; all of census tract 119; all of census tract 259; census tract 260 except blocks 420, 421, 620 through 622, and block groups 7 and 8; all of census tract 261; all of census tract 262; census tract 263 except for blocks 310 and 311, and block group 9; all of census tract 271; all of census tract 272; all of census tract 273; in census tract 274 blocks 101 through 108, 601, and 605 through 608; census tract 281 except for blocks 402, and 406 through 408; all of census tract 282; all of census tract 283; census tract 288 except for block groups 4 and 5, and blocks 306 through 311, 901, and 905; in census tract 292 blocks 101 through 105, 108 through 114, 601 through 605, 607, 610, and 903 through 906; in census tract 293 blocks 302 through 308, 310, and 910 through 914; census tract 294 except for blocks 901 through 904; in census tract 295 block group 2, and blocks 901 through 907; and in census tract 297 blocks 115 through 119, and 902.

NEW SECTION. Sec. 37. Legislative district 36 shall consist of the following areas: In King county all of census tract 56; all of census tract 57; all of census tract 58; all of census tract 59; all of census tract 60; all of census tract 61; all of census tract 67; all of census tract 68; all of census tract 69; all of census tract 70; all of census tract 72; all of census tract 73; in census tract 74 blocks 102 through 105, 202 through 204, 303, 502 through 505, 507 through 509, 601, 602, 604 through 606, and 701 through 706; in census tract 65 blocks 101 through 106, 401 through 412, 414, 501 through 505, and 508 through 514; in census tract 59.99 enumeration district 2204; in census tract 60.99 enumeration district 2205; in census tract 61.99 enumeration district 2209; in census tract 67.99 enumeration district 2208; in census tract 71.99 enumeration district 2215; in census tract 58.99 enumeration districts 2202, 2213, and 2214; all of census tract 71; all of census tract 66; in census tract 55 special enumeration district 214; and in census tract 66.99 enumeration district 2207.

NEW SECTION. Sec. 38. Legislative district 37 shall consist of the following areas: In King county in census tract 95 blocks 101 through 108, 113 through 115, 121 through 124, 709, 711 through 720, 801 through 803, and 811 through 813; all of census tract 89; census tract 90 except for blocks 211, 215 through 217, and 302 through 314; census tract 87 except for blocks 402 and 403; all of census tract 75; all of census tract 76; all of census tract 77; all of census tract 78; all of census tract 79; all of census tract 80; all of census tract 82; all of

census tract 83; all of census tract 84; all of census tract 88; census tract 81 except for blocks 206 through 211, 222, and 301; census tract 85 except for blocks 108 through 111, 201, 203 through 206, 208, 210, 301, 302, 306, and 308; census tract 86 except for blocks 201 through 212, 301 through 310, 312, 313, 401, 403, 404, 406, 408 through 413, and 501 through 503; census tract 74 except for blocks 102 through 105, 202 through 204, 303, 502 through 505, 507 through 509, 601, 602, 604 through 606, and 701 through 706; census tract 65 except for blocks 101 through 107, 201, 401 through 412, 414, 501 through 514; all of census tract 64; in census tract 94 blocks 101 through 103, 106, 107, and 110 through 112, block group 5 except for blocks 518 and 519, and block group 6 except for blocks 601, 602, 605, and 606; in census tract 93 block 120; census tract 63 except for blocks 120, 401, 402, 407 through 409, 501, and 503 through 509; census tract 62 except for blocks 101 through 105, 120, 309, 314 through 318, 401, 406, 409, 411 through 414, 501 through 506, 508 through 510, and 512; and in census tract 62.99 enumeration district 2209.

NEW SECTION. Sec. 39. Legislative district 38 shall consist of the following areas: In Snohomish county in census tract 401 block group 1 except for block 101; all of census tract 402; all of census tract 403; all of census tract 404; all of census tract 404.99; all of census tract 405; all of census tract 406; census tract 407 except for blocks 304 through 307; in census tract 408 block group 1; all of census tract 410; all of census tract 411; all of census tract 412; in census tract 413 that part of block 101 lying east of Hardeson Road and south of 76th Street S. W. and its logical extension to an intersection with Hardeson Road, such part containing five percent of the population of block 101; all of census tract 414; all of census tract 415; in census tract 416 block group 9 and enumeration district 555; census tract 417 except for block group 3; in census tract 519 blocks 401 through 406, block groups 3 and 6, block group 8 except for blocks 801, 802, and 804, and block group 9 except for blocks 903, 904, and 912 through 914; all of census tract 520; census tract 525 except for enumeration district 546; in census tract 526 enumeration district 535B; and that part of census tract 527 south of sections 25 and 26, township 30 north, range 5 east, such part containing eighty percent of the population of census tract 527.

NEW SECTION. Sec. 40. Legislative district 39 shall consist of the following areas: In Snohomish county in census tract 519 enumeration districts 558 and 558B, block group 7, and blocks 801, 802, 804, 903, 904, and 912 through 914; all of census tract 521; all of census tract 522; all of census tract 523; all of census tract 524; census tract 526 except for enumeration district 535B; in census tract 527, that portion thereof north of sections 35 and 36, township 30 north, range 5 east, such part containing twenty percent of the population of census tract 527; all of census tract 528; all of census tract 529; all of census tract 531; in census tract 533 enumeration district 513; all of census tract 534; all of census tract 535; all of census tract 536; all of census tract 537; and all of census tract 538.

NEW SECTION. Sec. 41. Legislative district 40

shall consist of the following areas: Skagit county except for enumeration districts 60, 61, and 65: In Whatcom county enumeration districts 1, 1B, 2 through 7, 32, 36 through 38, 40 through 43, and 80: And all of San Juan county.

NEW SECTION. Sec. 42. Legislative district 41 shall consist of the following areas: In King county in census tract 239 blocks 612 and 613 and block group 7; all of census tract 243; all of census tract 244; all of census tract 245; all of census tract 246; all of census tract 247; census tract 248 except for block groups 1 and 2; all of census tract 249; census tract 250 except for enumeration district 221; all of census tract 251; census tract 305 except for block group 4; all of census tract 312; census tract 317 except for enumeration district 315; all of census tract 318; and all of census tract 319.

NEW SECTION. Sec. 43. Legislative district 42 shall consist of the following areas: In Whatcom county enumeration districts 8 through 13, 13B, 14 through 31, 33, 34, 35, 39, 44, and 81 through 88; all of census tract 9501.01; all of census tract 9501.02; all of census tract 9501.03; all of census tract 9501.04; all of census tract 9501.05; all of census tract 9501.06; and all of census tract 9501.99.

NEW SECTION. Sec. 44. Legislative district 43 shall consist of the following areas: In King county all of census tract 2; in census tract 6 block group 6, and blocks 509 and 510; in census tract 7 block groups 4, 5, and 6; all of census tract 11; census tract 12 except for block group 4; in census tract 19 block group 1, and blocks 201 through 206; all of census tract 20; census tract 22 except for blocks 201 and 202, and block group 1 (but including blocks 101, 102, 104, and 105); in census tract 23 enumeration district 217; all of census tract 24; all of census tract 25; all of census tract 26; all of census tract 37; all of census tract 38; all of census tract 39; all of census tract 40; all of census tract 41; census tract 42 except for blocks 313, 315 through 320, 401, 511, 512, 601 through 613, and 701 through 706; all of census tract 44; in census tract 53 blocks 801 and 804; in census tract 62 blocks 101 through 105, 120, 309, 314 through 318, 401, 406, 409, and 411 through 414, and block group 5 except for blocks 514 and 515; in census tract 63 blocks 401, 402, 407 through 409, 501, and 503 through 509; in census tract 65 blocks 107, 201, 506, and 507; census tract 211 except for block group 5, and blocks 103 and 104; and all of census tract 212.

NEW SECTION. Sec. 45. Legislative district 44 shall consist of the following areas: In King county in census tract 4 blocks 103 through 105, 305 through 312, 411, 413 through 415, 501 through 507, and 607 through 612, and block group 7; census tract 5 except for block 303; census tract 14 except for block groups 1, 2, and 6, and blocks 301 through 307; all of census tract 15; all of census tract 16; in census tract 31 block groups 5 and 6, and blocks 701 through 704; in census tract 32 blocks 704, 711, and 801; all of census tract 201; all of census tract 201.99; in census tract 202 blocks 306 through 308; census tract 208 except for block groups 1 and 2; and census tract 209 except for block group 1: And in Snohomish county in

census tract 504 blocks 115 and 118 through 120, and block group 2; all of census tract 506; all of census tract 506.99; all of census tract 507; all of census tract 508; all of census tract 509; all of census tract 510; in census tract 511 block groups 4 and 5 except for blocks 503 through 505 and 512; all of census tract 512; census tract 513 except for block group 3; all of census tract 514; census tract 517 except for blocks 101, 102, and 407 through 410; and in census tract 519 block group 2, and blocks 407 through 410, 412, and 413.

NEW SECTION. Sec. 46. Legislative district 45 shall consist of the following areas: In King county all of census tract 3; census tract 4 except for blocks 103 through 105, 305 through 313, 411, 413 through 415, 501 through 507, and 607 through 612, and block group 7; in census tract 5 block 303; census tract 6 except for blocks 509 and 510, and block group 6; in census tract 12 blocks 401, 402, 405, 406, 409, 410, 412, 413, and 416; all of census tract 13; in census tract 14 block groups 1, 2, and 6, and blocks 301 through 307; all of census tract 17; all of census tract 18; census tract 19 except for block group 1, and blocks 201 through 206; all of census tract 27; all of census tract 28; all of census tract 29; all of census tract 30; census tract 34 except for block group 2, and blocks 301 through 305; in census tract 35 blocks 416, 417, 501, 502, and 514 through 517; all of census tract 36; all of census tract 45; all of census tract 46; and census tract 210 except for blocks 101 through 106, 108, 401, 407 through 411, 501 through 511, and 516.

NEW SECTION. Sec. 47. Legislative district 46 shall consist of the following areas: In King county all of census tract 1; census tract 7 except for block groups 4, 5, and 6; all of census tract 8; all of census tract 9; all of census tract 10; all of census tract 21; in census tract 22 blocks 201 and 202, and block group 1 except for blocks 101, 102, 104, and 105; all of census tract 213; in census tract 214 blocks 201 through 204, 309 through 311, 313, and 314, and block group 1 except for blocks 101 and 103; in census tract 215 blocks 202 through 207, and 303 through 306; in census tract 216 block group 2; all of census tract 219; all of census tract 220; all of census tract 221; all of census tract 222; all of census tract 223; all of census tract 224; all of census tract 225; all of census tract 226; in census tract 227 block group 4, and blocks 501 and 502; and in census tract 323 blocks 905, 906, 908, 910, and 940, block group 2, block group 3 except for block 303, and block group 4 except for block 414.

NEW SECTION. Sec. 48. Legislative district 47 shall consist of the following areas: In King county all of census tract 252; all of census tract 253; all of census tract 254; all of census tract 255; all of census tract 256; all of census tract 257; all of census tract 258; in census tract 260 block groups 7 and 8, and blocks 420, 421, and 620 through 622; census tract 293 except for blocks 910 through 914, 302 through 308, and 310; in census tract 294 blocks 901 through 904; census tract 295 except for block group 2, and blocks 901 through 907; all of census tract 296; census tract 297 except for blocks 115 through 119, and 902; census tract 298 except for blocks 202, 203, 205, and 206; all of census tract 299; in census tract 305 block

group 4; and in census tract 317 enumeration district 315.  
NEW SECTION. Sec. 49. Legislative district 48 shall consist of the following areas: In King county census tract 227 except for block group 4, and blocks 501 and 502; all of census tract 228; all of census tract 229; all of census tract 230; all of census tract 231; all of census tract 232; all of census tract 235; all of census tract 236; all of census tract 237; all of census tract 238; census tract 239 except for blocks 612 and 613, and block group 7; all of census tract 240; all of census tract 241; all of census tract 242; and in census tract 323 enumeration district 210, and blocks 108 through 113, 115 through 122, 303, 925, and 938.

NEW SECTION. Sec. 50. Legislative district 49 shall consist of the following areas: In Clark county in census tract 408 block groups 1, 2, and 9; all of census tract 409; all of census tract 410.01; all of census tract 410.02; all of census tract 411.01; all of census tract 416; all of census tract 417; all of census tract 418; all of census tract 419; all of census tract 420; all of census tract 421; all of census tract 422; all of census tract 423; all of census tract 424; all of census tract 425; all of census tract 426; all of census tract 426.99; all of census tract 427; all of census tract 428; all of census tract 429; census tract 430 except for blocks 101 through 103; and all of census tract 431.

NEW SECTION. Sec. 51. The senate shall consist of forty-nine members, one of whom shall be elected from each of the forty-nine legislative districts.

NEW SECTION. Sec. 52. Of the senators provided for in this act, one senator shall be elected from each of the following legislative districts created by this act at the general election to be held on the first Tuesday after the first Monday in November, 1974, and every four years thereafter, for a term of four years: 6, 7, 8, 13, 15, 21, 26, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 42, 43, 44, 45, 46, 47, 48. A senator shall be elected from each of the other senatorial districts created by this act at the general election to be held on the first Tuesday after the first Monday in November, 1972, and every four years thereafter, for a term of four years.

NEW SECTION. Sec. 53. The house of representatives shall consist of ninety-nine members, two of whom shall be elected from each legislative district; except that three representatives shall be elected from the fourteenth legislative district. The members shall be elected at large from the legislative district unless a legislative district has been subdivided into two representative districts, in which case, one member shall be elected from each representative district.

NEW SECTION. Sec. 54. The representatives provided for in this act shall be elected from the legislative districts created by this act at the general election to be held on the first Tuesday after the first Monday in November, 1972, and every two years thereafter, each for a term of two years.

NEW SECTION. Sec. 55. The term of office of each senator and representative elected after the effective date of this act shall commence on the second Monday in January following the date of election.

NEW SECTION. Sec. 56. The intent of this act is to include all of the territory of the state in the forty-nine legislative districts created by this act, whether or not such territory has been encompassed within the boundaries of the areas specifically described. If any territory of the state is not included within the areas specifically mentioned, such territory shall be assigned to a legislative district as follows: (1) If such territory be completely surrounded by territory embraced within a given legislative district, such territory shall be and become a part of such district; (2) If such territory shall not be thus surrounded but shall adjoin one or more legislative districts, such territory shall be and become a part of the adjoining district having the smallest number of inhabitants. If any territory which has been specifically mentioned is embraced within two or more legislative districts, such territory shall be and become a part of the adjoining district having the smallest number of inhabitants, and shall not be part of the other district or districts. The 1970 United States census shall be used for determining the number of inhabitants under this act. If any territory has been specifically mentioned as embraced within a given legislative district but is in fact separated from such district by territory of one or more other districts, such territory shall be assigned as though it had not been included within a district specifically mentioned herein.

NEW SECTION. Sec. 57. This act shall not affect the forty-second legislature or the terms of its members. The terms of each senator elected at the 1970 general election for a new term commencing January, 1971, shall continue until the second Monday in January, 1975.

NEW SECTION. Sec. 58. On the basis of the adjusted population data the population of the state was apportioned by districts as follows:

1.....	68,023
2.....	67,512
3.....	67,701
4.....	68,008
5.....	68,048
6.....	67,972
7.....	68,711
8.....	67,997
9.....	68,276
10.....	68,712
11.....	67,561
12.....	68,621
13.....	67,876
14.....	83,674
15.....	67,851
16.....	68,247
17.....	67,832
18.....	67,617
19.....	68,053
20.....	67,685
21.....	68,001
22.....	68,776
23.....	68,364
24.....	68,450
25.....	67,971

26.....67,942  
 27.....67,248  
 28.....68,117  
 29.....68,120  
 30.....66,970

(subject to increase due to census reevaluation)

31.....68,046  
 32.....68,342  
 33.....67,804  
 34.....68,230  
 35.....68,019  
 36.....68,228  
 37.....68,073  
 38.....67,926  
 39.....68,036  
 40.....67,880  
 41.....68,062  
 42.....68,100  
 43.....68,046  
 44.....68,029  
 45.....68,090  
 46.....68,034  
 47.....67,984  
 48.....68,655  
 49.....67,628

NEW SECTION. Sec. 59. Sections 1 through 58 of this act are added to chapter 44.07 RCW.

NEW SECTION. Sec. 60. The following acts or parts of acts are each repealed:

- (1) Section 1, chapter 6, Laws of 1965 and RCW 44.07.005;
- (2) Section 2, chapter 6, Laws of 1965 and RCW 44.07.010;
- (3) Section 3, chapter 6, Laws of 1965 and RCW 44.07.020;
- (4) Section 4, chapter 6, Laws of 1965 and RCW 44.07.030;
- (5) Section 5, chapter 6, Laws of 1965 and RCW 44.07.040;
- (6) Section 6, chapter 6, Laws of 1965 and RCW 44.07.050;
- (7) Section 7, chapter 6, Laws of 1965 and RCW 44.07.060;
- (8) Section 8, chapter 6, Laws of 1965 and RCW 44.07.070;
- (9) Section 9, chapter 6, Laws of 1965 and RCW 44.07.080;
- (10) Section 10, chapter 6, Laws of 1965 and RCW 44.07.090;
- (11) Section 11, chapter 6, Laws of 1965 and RCW 44.07.100;
- (12) Section 12, chapter 6, Laws of 1965 and RCW 44.07.110;
- (13) Section 13, chapter 6, Laws of 1965 and RCW 44.07.120;
- (14) Section 14, chapter 6, Laws of 1965 and RCW 44.07.130;
- (15) Section 15, chapter 6, Laws of 1965 and RCW 44.07.140;
- (16) Section 16, chapter 6, Laws of 1965 and RCW

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44.07.150;	
(17)	Section 17, chapter 6, Laws of 1965 and RCW
44.07.160;	
(18)	Section 18, chapter 6, Laws of 1965 and RCW
44.07.170;	
(19)	Section 19, chapter 6, Laws of 1965 and RCW
44.07.180;	
(20)	Section 20, chapter 6, Laws of 1965 and RCW
44.07.190;	
(21)	Section 21, chapter 6, Laws of 1965 and RCW
44.07.200;	
(22)	Section 22, chapter 6, Laws of 1965 and RCW
44.07.210;	
(23)	Section 23, chapter 6, Laws of 1965 and RCW
44.07.220;	
(24)	Section 24, chapter 6, Laws of 1965 and RCW
44.07.230;	
(25)	Section 25, chapter 6, Laws of 1965 and RCW
44.07.240;	
(26)	Section 26, chapter 6, Laws of 1965 and RCW
44.07.250;	
(27)	Section 27, chapter 6, Laws of 1965 and RCW
44.07.260;	
(28)	Section 28, chapter 6, Laws of 1965 and RCW
44.07.270;	
(29)	Section 29, chapter 6, Laws of 1965 and RCW
44.07.280;	
(30)	Section 30, chapter 6, Laws of 1965 and RCW
44.07.290	
(31)	Section 31, chapter 6, Laws of 1965 and RCW
44.07.300;	
(32)	Section 32, chapter 6, Laws of 1965 and RCW
44.07.310;	
(33)	Section 33, chapter 6, Laws of 1965 and RCW
44.07.320;	
(34)	Section 34, chapter 6, Laws of 1965 and RCW
44.07.330;	
(35)	Section 35, chapter 6, Laws of 1965 and RCW
44.07.340;	
(36)	Section 36, chapter 6, Laws of 1965 and RCW
44.07.350;	
(37)	Section 37, chapter 6, Laws of 1965 and RCW
44.07.360;	
(38)	Section 38, chapter 6, Laws of 1965 and RCW
44.07.370;	
(39)	Section 39, chapter 6, Laws of 1965 and RCW
44.07.380;	
(40)	Section 40, chapter 6, Laws of 1965 and RCW
44.07.390;	
(41)	Section 41, chapter 6, Laws of 1965 and RCW
44.07.400;	
(42)	Section 42, chapter 6, Laws of 1965 and RCW
44.07.410;	
(43)	Section 43, chapter 6, Laws of 1965 and RCW
44.07.420;	
(44)	Section 44, chapter 6, Laws of 1965 and RCW
44.07.430;	
(45)	Section 45, chapter 6, Laws of 1965 and RCW
44.07.440;	
(46)	Section 46, chapter 6, Laws of 1965 and RCW

- 44.07.450;
- (47) Section 47, chapter 6, Laws of 1965 and RCW
- 44.07.460;
- (48) Section 48, chapter 6, Laws of 1965 and RCW
- 44.07.470;
- (49) Section 49, chapter 6, Laws of 1965 and RCW
- 44.07.480;
- (50) Section 50, chapter 6, Laws of 1965 and RCW
- 44.07.490;
- (51) Section 51, chapter 6, Laws of 1965 and RCW
- 44.07.500;
- (52) Section 52, chapter 6, Laws of 1965 and RCW
- 44.07.510;
- (53) Section 53, chapter 6, Laws of 1965 and RCW
- 44.07.520;
- (54) Section 54, chapter 6, Laws of 1965 and RCW
- 44.07.530;
- (55) Section 55, chapter 6, Laws of 1965 and RCW
- 44.07.540;
- (56) Section 56, chapter 6, Laws of 1965 and RCW
- 44.07.550; and
- (57) Section 58, chapter 6, Laws of 1965 and RCW
- 44.07.910.

NEW SECTION. Sec. 61. If the inclusion in this act of any set or sets of separate representative districts within a legislative district or districts shall render this chapter invalid, the whole legislative district or districts shall be treated as a district or districts with two representatives elected at large and without separate representative districts. If any other provisions of this chapter, or its application to any person or circumstance is held invalid, the remainder of the chapter, or the application of the provision to other persons or circumstances is not affected."

Representatives Bottiger and Sawyer spoke in favor of the amendment, and Representative Brown spoke against it.

Mr. Wolf demanded an electric roll call and the demand was sustained.

ROLL CALL

The Clerk called the roll on the adoption of the amendment by Mr. Bottiger to House Bill No. 115, and the amendment was lost by the following vote: Yeas, 46; nays, 50; not voting, 3.

Voting yeay: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Douthwaite, Gallagher, Grant, Haussler, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, O'Brien, Perry, Randall, Rosellini, Savage, Sawyer, Shinpoch, Thompson, Williams, Wojahn.

Voting nay: Representatives Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Brown, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry,

Farr, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Hoggins, Jones, Juelling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, Mentor, Morrison, Newhouse, North, Pardini, Polk, Rabel, Richardson, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Hubbard, Paris, Van Dyk.

#### POINT OF ORDER

Mr. O'Brien: "Point of order. I would like to ask Mr. Sawyer to yield to a question."

The Speaker: "Under a point of order? Why don't you state your point of order first, and then maybe you can ask him to yield."

Mr. O'Brien: "The point of order will be brought out in my question."

The Speaker: "I think you are out of order, Mr. O'Brien."

Mr. O'Brien: "I would like to ask you a question."

The Speaker: "A point of parliamentary inquiry?"

Mr. O'Brien: "I think if I ask you a point of parliamentary inquiry, I would get a negative response. What I want is your tolerance to ask Mr. Sawyer if he won't yield to a question."

The Speaker: "If you state your point of order, then I think you could perhaps ask him to yield."

#### PERSONAL PRIVILEGE

Mr. Bagnariol: "I would like to ask Mr. O'Brien what his question of Mr. Sawyer would be."

The Speaker: "That is not proper under a point of personal privilege and is out of order."

Mr. Brown moved adoption of the following amendment by Representatives Brown, Morrison, Smythe, North and Pardini:

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Section 1. The purpose of this 1972 act is to redistrict the legislative districts of the state of Washington in accordance with the requirements of the United States Constitution as these requirements have been enunciated by the United States supreme court, so as to encompass within each district, as nearly as practicable, an equal number of state residents, exclusive of transient persons. As a matter of state policy, the legislature hereby declares that state residential population is regarded as the proper apportionment base for the alignment of legislative district boundaries to the extent that it is practically possible to determine such population base. In accordance with this policy, the populations of the legislative districts established by and described in this 1972 act have been determined by the legislature on the following basis:

(1) For those geographic areas encompassing federal military establishments, and also constituting separate

special enumeration census districts within the purview of the 1970 decennial federal census, population has been established by ascertaining the total number of the registered voters residing therein and then multiplying these totals by a multiple (2.2) reflecting the relationship between registered voters and the total number of state residents throughout the state;

(2) In the case of all other geographic areas, population has been ascertained on the basis of the total number of persons having been found to be residing within such areas as of April 1, 1970 in accordance with the aforesaid 1970 federal decennial census, for the specific reason that no practical means have been found to be available, in the absence of more inclusive federal census data, to establish the residential population of these areas in any other manner. No special census enumeration districts exist for such other areas of the state as may be occupied by significant numbers of transients.

NEW SECTION. Sec. 2. As a matter of state policy, the legislature hereby declares that legislative district division shall be determined by the legislature under the following restrictions:

(1) The Cascade Mountains shall be recognized as a natural barrier, and no district shall cross said barrier, except in the case of Skamania county. Although Skamania county crosses the Cascades, its population is mainly oriented towards the Columbia river and the western portion of the state. Skamania county is thus considered to be a western county.

(2) All districts shall be two-member representative districts except districts 2-A, 2-B, 9-A, 9-B, 17-A, 17-B, 20-A, 20-B, 31-A, 31-B, 40-A, and 40-B which shall be single member house districts, and except that district fourteen shall have three elected house members.

The three member district is maintained as part of the Washington legislative tradition of an uneven number in each house to guarantee that one party will have a majority. This has proven to be in the best interest of the people of the state of Washington. The ratio of population between this single over-populated district and that of a "normal" district computes out to 246:197. This provides proportional representation, correlating the representative value of one senator to that of 2-1/49 representatives (since this 1972 act provides for 49 senators and 99 representatives).

(3) Census areas will not be split into sections for which population cannot be verified.

NEW SECTION. Sec. 3. (1) Any area not specifically included within the boundaries of any of the districts as described in this 1972 act and which is completely surrounded by a particular district, shall be a part of that district. Any such area not completely surrounded by a particular district shall be a part of the district having the smallest number of inhabitants and having territory contiguous to such area.

(2) Any area described in this 1972 act as specifically embraced in two or more noninclusive districts shall be a part of the adjoining district having the smallest number of inhabitants and shall not be a part of the other district or districts.

(3) Any area specifically mentioned as embraced within a district but separated from such district by one or more other districts, shall be assigned as though it had not been included in any district specifically described.

(4) The 1970 United States census shall be used for determining the number of inhabitants under the provisions of this 1972 act.

NEW SECTION. Sec. 4. The boundaries of census areas mentioned in this 1972 act shall be those established by the United States bureau of the census in the 1970 decennial census. The boundaries of counties, municipalities, and other political subdivisions of the state, mentioned in this 1972 act shall be those boundaries as used in the 1970 decennial census or, if not used in the census, as they existed on April 1, 1970.

NEW SECTION. Sec. 5. (1) For election of members of the legislature, the territory of the state shall be divided into fifty-five legislative districts and forty-nine senatorial districts described in sections 6 through 60 of this 1972 act.

(2) The following abbreviations shall have the following meanings:

(a) "ED" shall stand for "census enumeration district(s)"; and

(b) "BG" shall stand for "census block group(s)".

(3) For purposes of this 1972 act "census tract", "census enumeration district", "census block group", and "block" shall have the same meanings as they do in the 1970 decennial federal census.

NEW SECTION. Sec. 6. Legislative district one shall consist of the following areas:

IN SNOHOMISH COUNTY:

<u>Census Tract(s)</u>	<u>ED</u>	<u>BG</u>	<u>Block(s)</u>
519			201
519			208
519			209
519			211 through 221
519	3 through 5		
519			601
519			603
519			606 through 608
519			611 through 613

IN KING COUNTY:

<u>Census Tract(s)</u>	<u>ED</u>	<u>BG</u>	<u>Block(s)</u>
33		2	
33		3	
202 through 207			
208		2	
210 through 215			
216		1	

NEW SECTION. Sec. 7. Legislative district 2-A shall consist of the following areas:

IN OKANOGAN COUNTY:

<u>Census Tract(s)</u>	<u>ED</u>	<u>BG</u>	<u>Block(s)</u>
	9 through 23		
	29 through 31		
	44 through 54		

9502.03

IN DOUGLAS COUNTY:

Census Tract(s)            ED            BG            Block(s)

1 through 11

14 through 23

NEW SECTION. Sec. 8. Legislative district 2-B shall consist of the following areas:

ALL OF PEND OREILLE COUNTY

ALL OF STEVENS COUNTY

ALL OF FERRY COUNTY

IN OKANOGAN COUNTY:

Census Tract(s)            ED            BG            Block(s)

1 through 8

24 through 28

NEW SECTION. Sec. 9. Legislative district three shall consist of the following areas:

IN SPOKANE COUNTY:

Census Tract(s)            ED            BG            Block(s)

5 through 11

13

21

22

23

173

23

174

102

103

105 through 107

108

253

109

110

NEW SECTION. Sec. 10. Legislative district four shall consist of the following areas:

IN SPOKANE COUNTY:

Census Tract(s)            ED            BG            Block(s)

26 through 30

33

46

228

46

229

47

247

101

2

113 through 123

124

290

124

299

124

315

125

126

127

281

127

282

128

129

320 through 322

130 through 132

134

329 through 331

NEW SECTION. Sec. 11. Legislative district five shall consist of the following areas:

IN SPOKANE COUNTY:

Census Tract(s)            ED            BG            Block(s)

1 through 4

12

14 through 20

23

175 through 177

24	
25	
34	158 through 162
34	164
34	166
35	
36	188
37	
101	1
101	3
108	251
108	252
111	
112	

NEW SECTION. Sec. 12. Legislative district six shall consist of the following areas:

IN SPOKANE COUNTY:

<u>Census Tract(s)</u>	<u>ED</u>	<u>BG</u>	<u>Block(s)</u>
31			
32			
34	163		
34	165		
34	167		
36	189 through 192		
38	193 through 196		
39 through 45			
46	226		
46	227		
47	248		
124	316 through 318		
127	283		
129	323		
133			
134	332 through 337		
134	249		
134	250		
135			
136	197		
136	198		
136	340		
136	348 through 355		

140 through 143

NEW SECTION. Sec. 13. Legislative district seven shall consist of the following areas:

IN KING COUNTY:

<u>Census Tract(s)</u>	<u>ED</u>	<u>BG</u>	<u>Block(s)</u>
301			
302		1	
302		2	
302		3	
303	383		

IN PIERCE COUNTY:

<u>Census Tract(s)</u>	<u>ED</u>	<u>BG</u>	<u>Block(s)</u>
601		1	
603 through 605			
606			101 through 118
606			202 through 213
606			216 through 222
607		5	
607		6	

609		1	
609		2	
609	4 through	7	
609		9	
610			111 through 120
610			201 through 206
610		3	
610		4	
708			
708.99			
723.02	42		
723.02	5 through	7	
723.02			408 through 412
723.02			902
724 through	727		
735			

NEW SECTION. Sec. 14. Legislative district eight shall consist of the following areas:  
IN KING COUNTY:

<u>Census Tract(s)</u>	<u>ED</u>	<u>BG</u>	<u>Block(s)</u>
216		2	
217 through	226		
227		4 through	6
228			101 through 115
323	205		
323	208B		
323	208C		
323	209A		
323	209B North of		
	Lake Sammamish		
323	209C		
323		1	

IN SNOHOMISH COUNTY:

<u>Census Tract(s)</u>	<u>ED</u>	<u>BG</u>	<u>Block(s)</u>
519			614 through 625
519			912
519			913
519	559		
519		1	

NEW SECTION. Sec. 15. Legislative district 9-A shall consist of the following areas:

IN WHITMAN COUNTY:

<u>Census TRACT(s)</u>	<u>ED</u>	<u>BG</u>	<u>Block(s)</u>
			1 through 5
			11 through 22
			24
			28 through 45

NEW SECTION. Sec. 16. Legislative district 9-B shall consist of the following areas:

IN WHITMAN COUNTY:

<u>Census Tract(s)</u>	<u>ED</u>	<u>BG</u>	<u>Block(s)</u>
			6 through 10
			23
			25 through 27

IN SPOKANE COUNTY:

<u>Census Tract(s)</u>	<u>ED</u>	<u>BG</u>	<u>Block(s)</u>
38	194		
38	347		
104			

137 through 139

141 359  
 ALL OF ADAMS COUNTY  
 ALL OF LINCOLN COUNTY  
NEW SECTION. Sec. 17. Legislative district 10  
 shall consist of the following areas:

ALL OF ISLAND COUNTY  
 IN KITSAP COUNTY:

<u>Census Tract(s)</u>	<u>ED</u>	<u>BG</u>	<u>Block(s)</u>
	1 through 8		
	12 through 23		
	75		
	81 through 86		
	88 through 92		
9509			
9510			

IN SNOHOMISH COUNTY:

<u>Census Tract(s)</u>	<u>ED</u>	<u>BG</u>	<u>Block(s)</u>
401		except 3	
525	546		except 102 through 118
530			
532			
533			

NEW SECTION. Sec. 18. Legislative district eleven  
 shall consist of the following areas:

ALL OF ASOTIN COUNTY  
 ALL OF COLUMBIA COUNTY  
 ALL OF GARFIELD COUNTY  
 ALL OF WALLA WALLA COUNTY  
 IN BENTON COUNTY:

<u>Census Tract(s)</u>	<u>ED</u>	<u>BG</u>	<u>Block(s)</u>
113	69		
114	70A		
115			

NEW SECTION. Sec. 19. Legislative district twelve  
 shall consist of the following areas:

ALL OF CHELAN COUNTY  
 ALL OF KITTITAS COUNTY  
 IN DOUGLAS COUNTY:

<u>Census Tract(s)</u>	<u>ED</u>	<u>BG</u>	<u>Block(s)</u>
	12		
	13		

NEW SECTION. Sec. 20. Legislative district thirteen  
 shall consist of the following areas:

ALL OF GRANT COUNTY  
 IN YAKIMA COUNTY:

<u>Census Tract(s)</u>	<u>ED</u>	<u>BG</u>	<u>Block(s)</u>
	1		
	3		
	5		
	7		
	94		
	95		
	105 through 107		

IN BENTON COUNTY:

<u>Census Tract(s)</u>	<u>ED</u>	<u>BG</u>	<u>Block(s)</u>
101			
102	5 through 7		
102	26		
105	16 through 19		

107  
 117  
 118 35  
 118 38  
 120

NEW SECTION. Sec. 21. Legislative district fourteen shall consist of the following areas:

IN YAKIMA COUNTY:

<u>Census Tract(s)</u>	<u>ED</u>	<u>BG</u>	<u>Block(s)</u>
	2		
	4		
	6		
	8 through 93		
	96 through 104		
	108 through 118		
	120 through 122		
	128B		

NEW SECTION. Sec. 22. Legislative district fifteen shall consist of the following areas:

IN YAKIMA COUNTY:

<u>Census Tract(s)</u>	<u>ED</u>	<u>BG</u>	<u>Block(s)</u>
	119		
	123		
	124		
	125		
	126		
	127		
	128A		
	129 through 196		

IN KLICKITAT COUNTY:

<u>Census Tract(s)</u>	<u>ED</u>	<u>BG</u>	<u>Block(s)</u>
	1 through 4		
	11 through 15		
	20 through 22		

9501

IN SKAMANIA COUNTY:

<u>Census Tract(s)</u>	<u>ED</u>	<u>BG</u>	<u>Block(s)</u>
	1		
	2		

IN CLARK COUNTY:

<u>Census Tract(s)</u>	<u>ED</u>	<u>BG</u>	<u>Block(s)</u>
401			
402	606		

IN BENTON COUNTY:

<u>Census Tract(s)</u>	<u>ED</u>	<u>BG</u>	<u>Block(s)</u>
118	36		
116			

NEW SECTION. Sec. 23. Legislative district sixteen shall consist of the following areas:

ALL OF FRANKLIN COUNTY

IN BENTON COUNTY:

<u>Census Tract(s)</u>	<u>ED</u>	<u>BG</u>	<u>Block(s)</u>
102	8		
103			
104			
105	20		
106			
108 through 112			
113	50 through 55		
114	56		

114	57
114	70B
118	37
118	39
119	

NEW SECTION. Sec. 24. Legislative district 17-A shall consist of the following areas:

IN KLICKITAT COUNTY:

<u>Census Tract(s)</u>	<u>ED</u>	<u>BG</u>	<u>Block(s)</u>
			5 through 10

IN SKAMANIA COUNTY:

<u>Census Tract(s)</u>	<u>ED</u>	<u>BG</u>	<u>Block(s)</u>
			3 through 10

IN CLARK COUNTY:

<u>Census Tract(s)</u>	<u>ED</u>	<u>BG</u>	<u>Block(s)</u>
405.01			
405.02			
405.03			
406			
413		639	
414			
415			
404		610	
404		611	

NEW SECTION. Sec. 25. Legislative district 17-B shall consist of the following areas:

IN COWLITZ COUNTY:

<u>Census Tract(s)</u>	<u>ED</u>	<u>BG</u>	<u>Block(s)</u>
	66		

IN CLARK COUNTY:

<u>Census Tract(s)</u>	<u>ED</u>	<u>BG</u>	<u>Block(s)</u>
402		604	
402		605	
402		607	
403			
404		612 through 614	
407			
408		642	
411.02			
412			
413		1	
413		2	
413		9	

NEW SECTION. Sec. 26. Legislative district eighteen shall consist of the following areas:

IN COWLITZ COUNTY:

<u>Census Tract(s)</u>	<u>ED</u>	<u>BG</u>	<u>Block(s)</u>
			1 through 65
			67
			68
			9900

9501  
9502  
9503  
9504  
9505  
9506  
9507

NEW SECTION. Sec. 27. Legislative district nineteen shall consist of the following areas:

ALL OF PACIFIC COUNTY  
 ALL OF WAHKIAKUM COUNTY  
 IN GRAYS HARBOR COUNTY:

<u>Census Tract(s)</u>	<u>ED</u>	<u>BG</u>	<u>Block(s)</u>
	4 through 8		
	10		
	13 through 17		
	30 through 33		
	66 through 69		

9501.01  
 9501.02  
 9501.03  
 9501.04  
 9501.05  
 9501.06  
 9501.99  
 9502  
 9503.01  
 9503.02  
 9503.03  
 9503.04  
 9503.05  
 9503.06  
 9503.99

NEW SECTION. Sec. 28. Legislative district 20-A shall consist of the following areas:

IN LEWIS COUNTY:

<u>Census Tract(s)</u>	<u>ED</u>	<u>BG</u>	<u>Block(s)</u>
	11 through 33		
	35 through 39		
	41		
	42		
	44		
	46		

IN GRAYS HARBOR COUNTY:

<u>Census Tract(s)</u>	<u>ED</u>	<u>BG</u>	<u>Block(s)</u>
	18 through 27		

NEW SECTION. Sec. 29. Legislative district 20-B shall consist of the following areas:

IN LEWIS COUNTY:

<u>Census Tract(s)</u>	<u>ED</u>	<u>BG</u>	<u>Block(s)</u>
	1 through 10		
	34		
	40		
	44		
	45		
	47 through 59		

IN PIERCE COUNTY:

<u>Census Tract(s)</u>	<u>ED</u>	<u>BG</u>	<u>Block(s)</u>
	731		55
	732		

IN THURSTON COUNTY:

<u>Census Tract(s)</u>	<u>ED</u>	<u>BG</u>	<u>Block(s)</u>
	68		
	70 through 75		
	78 through 80		

NEW SECTION. Sec. 30. Legislative district twenty-one shall consist of the following areas:

IN SNOHOMISH COUNTY:

<u>Census Tract (s)</u>	<u>ED</u>	<u>BG</u>	<u>Block(s)</u>
-------------------------	-----------	-----------	-----------------

407 3  
 408 2  
 408 3  
 408.99  
 409  
 413

less that portion of  
 block 101 of all of  
 lots adjoining 77th SW

416 1  
 416 2  
 417 1

418 through 420  
 501 through 503

504 1 through 5  
 505  
 508 4  
 508 5  
 515  
 516  
 518 1

NEW SECTION. Sec. 31. Legislative district  
 twenty-two shall consist of the following areas:  
 IN THURSTON COUNTY:

<u>Census Tract(s)</u>	<u>ED</u>	<u>BG</u>	<u>Block(s)</u>
	1 through 16		
	30 through 32		
	60 through 67		
	69		
	76		
	77		

9501 through 9506  
 9506.99  
 9507.01 through  
 9507.09

NEW SECTION. Sec. 32. Legislative district  
 twenty-three shall consist of the following areas:  
 IN KITSAP COUNTY:

<u>Census Tract(s)</u>	<u>ED</u>	<u>BG</u>	<u>Block(s)</u>
	24 through 36		
	76 through 80		
	93 through 97		
	102 through 112		

9501 through 9506  
 9508

NEW SECTION. Sec. 33. Legislative district  
 twenty-four shall consist of the following areas:  
 ALL OF CLALLAM COUNTY  
 ALL OF JEFFERSON COUNTY  
 ALL OF MASON COUNTY  
 IN GRAYS HARBOR COUNTY:

<u>Census Tract(s)</u>	<u>ED</u>	<u>BG</u>	<u>Block(s)</u>
	1 through 3		
	9		
	11		

NEW SECTION. Sec. 34. Legislative district  
 twenty-five shall consist of the following areas:  
 IN PIERCE COUNTY:

<u>Census Tract(s)</u>	<u>ED</u>	<u>BG</u>	<u>Block(s)</u>
701 through 707			
709	26		

709 27  
 709 1 through 3  
 709 9  
 710 through 712  
 733  
 734

NEW SECTION. Sec. 35. Legislative district  
 twenty-six shall consist of the following areas:  
 IN KING COUNTY:

<u>Census Tract(s)</u>	<u>ED</u>	<u>BG</u>	<u>Block(s)</u>
302	377		
303	382		
304			
305		3	

306 through 311  
 IN PIERCE COUNTY:

<u>Census Tract(s)</u>	<u>ED</u>	<u>BG</u>	<u>Block(s)</u>
601		2	
601		3	
602		9	
602.99			
606			120 through 131 201,214,215

606 3 through 6  
 606 9  
 607 1 through 4  
 607 7  
 608  
 609 3  
 612 1  
 612 5  
 612 6  
 612 9  
 613  
 614 1 through 3  
 614 401 through 408  
 615  
 616.01  
 616.02 1

NEW SECTION. Sec. 36. Legislative district  
 twenty-seven shall consist of the following areas:  
 IN PIERCE COUNTY:

<u>Census Tract(s)</u>	<u>ED</u>	<u>BG</u>	<u>Block(s)</u>
602		2	
611			
612		2 through 4	
614			409 through 418
616.02			

617 through 630  
 631 1  
 631 2  
 631 4  
 632 6  
 632 8  
 633 1  
 633 3 through 5  
 633 9

NEW SECTION. Sec. 37. Legislative district  
 twenty-eight shall consist of the following areas:  
 IN PIERCE COUNTY:

<u>Census</u>	<u>Tract(s)</u>	<u>ED</u>	<u>BG</u>	<u>Blocks(s)</u>
	610			101 through 110
	610			207 through 226
	715		4	
	715		5	
	718.01			
	718.02			
	719.01			
	719.02			
	720			
	721.01		1 through 7	
	721.02			
	723.01		1 through 9	
	723.02		1 through 3	
	722			
	729	64		

NEW SECTION. Sec. 38. Legislative district twenty-nine shall consist of the following areas:  
IN PIERCE COUNTY:

<u>Census</u>	<u>Tract(s)</u>	<u>ED</u>	<u>BG</u>	<u>Block(s)</u>
	624		3	
	631		3	
	632		1 through 5	
	633		2	
	634			
	635			
	713			
	714			
	715		1 through 3	
	715		6 through 9	
	716			
	717			
	721.01	43		
	721.01	45		
	728			
	729	65 through 69		
	729		9	
	730			
	731	53		
	731	54		

NEW SECTION. Sec. 39. Legislative district thirty shall consist of the following areas:  
IN KING COUNTY:

<u>Census</u>	<u>Tract(s)</u>	<u>ED</u>	<u>BG</u>	<u>Block(s)</u>
	277			
	289		2 through 6	
	290			
	291		2 through 5	
	292	327	1	
	292		2	
	292		3	
	293	326		
	293		3	
	293			902 through 922
	294	324		
	294		1 through 3	
	295			
297 through	300			
	305		1	
	305		2	

305 4  
305 9

NEW SECTION. Sec. 40. Legislative district 31-A shall consist of the following areas:

IN KING COUNTY:

<u>Census Tract(s)</u>	<u>ED</u>	<u>BG</u>	<u>Block(s)</u>
113			
114		2 through 5	
114		9	
115			202
115			203
115			206
115			207
115			210
115			213
115	3 through 5		
116			
120			
121			
266			
267			
276		1	

NEW SECTION. Sec. 41. Legislative district 31-B shall consist of the following areas:

IN KING COUNTY:

<u>Census Tract(s)</u>	<u>ED</u>	<u>BG</u>	<u>Block(s)</u>
276		2 through 4	
276		9	
278 through 280			
281		4	
284		9	
285 through 287			
288		5	

NEW SECTION. Sec. 42. Legislative district thirty-two shall consist of the following areas:

IN KING COUNTY:

<u>Census Tract(s)</u>	<u>ED</u>	<u>BG</u>	<u>Block(s)</u>
231			
232		2	
233			
234			
250	224		
250	228		
296			
312 through 316			
317	315		
319	309		
320			
321	229		
321	233		
321	235		
321	236		
322			
330			
331			

NEW SECTION. Sec. 43. Legislative district thirty-three shall consist of the following areas:

IN KING COUNTY:

<u>Census Tract(s)</u>	<u>ED</u>	<u>BG</u>	<u>Block(s)</u>
95		1 through 5	

100	1
100	2
101 through 104	
109 through 112	
117	
118	303 through 310
118	313 through 315
118	1
118	4 through 6
263	9
264	
264.99	
109.99	
112.99	
265	1
268	1
269	
270	1
272	

NEW SECTION. Sec. 44. Legislative district  
thirty-four shall consist of the following areas:  
IN KING COUNTY:

<u>Census Tract(s)</u>	<u>ED</u>	<u>BG</u>	<u>Block(s)</u>
81 through 85			
91 through 93.99			
96 through 99.99			
105 through 108.99			
114		1	
115		1	
115			201
115			204
115			205
115			209
115		6	

NEW SECTION. Sec. 45. Legislative district  
thirty-five shall consist of the following areas:  
IN KING COUNTY:

<u>Census Tract(s)</u>	<u>ED</u>	<u>BG</u>	<u>Block(s)</u>
118		2	
119			
260		1 through 3	
260		9	
262		1	
263		1 through 3	
263.99			
265		2 through 9	
268		2 through 9	
270		2 through 9	
271			
273		2 through 6	
273			103 through 105
273			108
273			109
273			111 through 114
274			
275			
281		1 through 3	
282			
283		1	
283		2	

284 1 through 5  
 287 1 through 4  
 287 501 through 509  
 288 1  
 288 6

NEW SECTION. Sec. 46. Legislative district  
 thirty-six shall consist of the following areas:  
 IN KING COUNTY:

<u>Census</u>	<u>Tract(s)</u>	<u>ED</u>	<u>BG</u>	<u>Block(s)</u>
	31		4	through 7
	32			
	32.99			
	33		4	
	33		5	
	55	214		
	56			
	57	216		
	57.99			
	58			
	58.99			
	59			

60 through 61.99  
 66 through 70

NEW SECTION. Sec. 47. Legislative district  
 thirty-seven shall consist of the following areas:  
 IN KING COUNTY:

<u>Census</u>	<u>Tract(s)</u>	<u>ED</u>	<u>BG</u>	<u>Block(s)</u>
	63		1	
	63		3	
	64		4	
	65		2	through 9
	72 through 80			
	86 through 90			
	94			
	95		6	through 8
	100		3	through 7

NEW SECTION. Sec. 48. Legislative district  
 thirty-eight shall consist of the following areas:  
 IN SNOHOMISH COUNTY:

<u>Census</u>	<u>Tract(s)</u>	<u>ED</u>	<u>BG</u>	<u>Block(s)</u>
	401		3	
	401			102 through 118
	402 through 406			
	407		1	
	407		2	
	408		1	
	410 through 412			
	414			
	415			
	416	548		
	416	555		
	416	556A		
	525	542 through 545		
	527			
	528			
	529			
	413			

that portion of  
 block 101 of all  
 lots adjoining  
 77th S.W.

NEW SECTION. Sec. 49. Legislative district thirty-nine shall consist of the following areas:  
IN SNOHOMISH COUNTY:

<u>Census Tract(s)</u>	<u>ED</u>	<u>BG</u>	<u>Block(s)</u>
416	566B		
416		9	
417	554		
417		2	
417		3	
417		9	
504		9	
517		1	
517		4	
517		6	
517		9	
518		2	
518		9	
519	558		
519		1	
519		8	
519			202 through 207 210
519			901 through 911

520 through 524

526

531

534 through 538

IN SKAGIT COUNTY:

<u>Census Tract(s)</u>	<u>ED</u>	<u>BG</u>	<u>Block(s)</u>
	58		
	59		

NEW SECTION. Sec. 50. Legislative district 40-A shall consist of the following areas:

IN WHATCOM COUNTY:

<u>Census Tract(s)</u>	<u>ED</u>	<u>BG</u>	<u>Block(s)</u>
1 through 7			
	34		
	35		
36 through 39			
40 through 43			

IN SKAGIT COUNTY:

<u>Census Tract(s)</u>	<u>ED</u>	<u>BG</u>	<u>Block(s)</u>
	1		
5 through 14			
	16		

9502.01 through

9502.03

ALL OF SAN JUAN COUNTY

NEW SECTION. Sec. 51. Legislative district 40-B shall consist of the following areas:

IN SKAGIT COUNTY:

<u>Census Tract(s)</u>	<u>ED</u>	<u>BG</u>	<u>Block(s)</u>
2 through 4			
	15		
27 through 47			
60 through 68			

9503.01 through

9503.03

NEW SECTION. Sec. 52. Legislative district forty-one shall consist of the following areas:

IN KING COUNTY:

<u>Census Tract(s)</u>	<u>ED</u>	<u>BG</u>	<u>Block(s)</u>
238		3	
238		8	
239			
243 through 249			
250	321 through 323		
250		2 through 4	
250		9	
251			
252			
254	1 through 3		
254		5	
254		7	
255		1	
255		2	
255		4	
255		5	
255		9	
319	307		
319	308		
319	310B		
319	310C		
319	310D		
319	311		
321	234		

NEW SECTION. Sec. 53. Legislative district forty-two shall consist of the following areas:

IN WHATCOM COUNTY:

<u>Census Tract(s)</u>	<u>ED</u>	<u>BG</u>	<u>Block(s)</u>
	8 through 32		
	33		
	80		
	44		
	81 through 88		

9501.01 through  
9501.06  
9501.99

NEW SECTION. Sec. 54. Legislative district forty-three shall consist of the following areas:

IN KING COUNTY:

<u>Census Tract(s)</u>	<u>ED</u>	<u>BG</u>	<u>Block(s)</u>
23			
38 through 43			
45			
46			
36		3	
51		1	
51		2	
51		5	
52 through 54			
62			
63		1	
63		3	
62.99			
64	1 through 3		
64		5	
65		1	

NEW SECTION. Sec. 55. Legislative district forty-four shall consist of the following areas:

## IN KING COUNTY:

<u>Census Tract(s)</u>	<u>ED</u>	<u>BG</u>	<u>Block(s)</u>
4			
5			
14		1	
14		2	
14		4	
14		5	
15			
16			
17		5	
201			
201.99			
208		1	
208		3	
208		4	
208		9	
209			

## IN SNOHOMISH COUNTY:

<u>Census Tract(s)</u>	<u>ED</u>	<u>BG</u>	<u>Block(s)</u>
506			
507			
508		1 through 3	
508		9	
509			
510			
511		1 through 5	

512 through 514

517

2

517

3

NEW SECTION.

Sec.

56.

Legislative

district

forty-five shall consist of the following areas:

## IN KING COUNTY:

<u>Census Tract(s)</u>	<u>ED</u>	<u>BG</u>	<u>Block(s)</u>
3		1	
3		6	
6		1 through 4	
13		1 through 4	
14		3	
14		6	
17		1 through 4	
17		6 through 8	
18		1 through 3	
28 through 30			
31		1 through 3	
31		8	
33		1 through 3	
33		6	
34			
35			

47 through 50

51

3

51

4

NEW SECTION.

Sec.

57.

Legislative

district

forty-six shall consist of the following areas:

## IN KING COUNTY:

<u>Census Tract(s)</u>	<u>ED</u>	<u>BG</u>	<u>Block(s)</u>
1			
2			
6		5	

6	6
7 through 12	
19 through 22	
24 through 27	
36	1
36	2
36	4
36	5
44	

NEW SECTION. Sec. 58. Legislative district  
 forty-seven shall consist of the following areas:  
 IN KING COUNTY:

<u>Census Tract(s)</u>	<u>ED</u>	<u>BG</u>	<u>Block(s)</u>
253			
255		3	
256 through 259			
260		4 through 8	
261			
262		1 through 4	
262		9	
254		4	
283	323		
283	324		
283		9	
288		2 through 4	
288		9	
289		1	
291		1	
291		9	
292		4 through 6	
292		9	
293		1	
293		2	
293			901
293	328		
294		9	
295			103 through 107
317			902
317		1	
317	314		
318			
319	310A		

NEW SECTION. Sec. 59. Legislative district  
 forty-eight shall consist of the following areas:  
 IN KING COUNTY:

<u>Census Tract(s)</u>	<u>ED</u>	<u>BG</u>	<u>Block(s)</u>
228			116 through 119
228		2	
228		3	
228		9	
229			
230			
235 through 237			
232		1	
232		3	
232		4	
240 through 242			
227		1 through 3	
227		7	
227		9	

324 through 329

238	1
238	2
238	4
238	5
323	208A
323	210
323	209B south of the north tip of Lake Sammamish

NEW SECTION. Sec. 60. Legislative district forty-nine shall consist of the following areas:

IN CLARK COUNTY:

<u>Census Tract(s)</u>	<u>ED</u>	<u>BG</u>	<u>Block (s)</u>
408		1	
408		2	
408		9	
409			
410.01			
410.02			
411.01			

416 through 429

430			104 through 121
430		2	
430		3	
430		9	
431			

NEW SECTION. Sec. 61. The senate shall consist of forty-nine members, one of whom shall be elected from each senatorial district. Each legislative district except 2-A, 2-B, 17-A, 17-B, 20-A, 20-B, 31-A, 31-B, 40-A and 40-B shall compose a senatorial district. Legislative district 2-A shall be combined with legislative district 2-B to form the second senatorial district; legislative district 9-A shall be combined with legislative district 9-B to form the ninth senatorial district; legislative district 17-A shall be combined with legislative district 17-B to form the seventeenth senatorial district; legislative district 20-A shall be combined with legislative district 20-B to form the twentieth senatorial district; legislative district 31-A shall be combined with legislative district 31-B to form the thirty-first senatorial district; legislative district 40-A shall be combined with legislative district 40-B to form the fortieth senatorial district.

NEW SECTION. Sec. 62. Of the senators provided for in this 1972 act, one senator shall be elected from each of the following legislative districts created by this 1972 act at the general election to be held on the first Tuesday after the first Monday in November, 1974 and every four years thereafter, for a term of four years: 6, 7, 8, 13, 15, 21, 26, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 42, 43, 44, 45, 46, 47, 48. A senator shall be elected from each of the other legislative districts created by this 1972 act at the general election to be held on the first Tuesday after the first Monday in November, 1972, and every four years thereafter, for a term of four years.

NEW SECTION. Sec. 63. The house of representatives shall consist of ninety-nine members, two of whom shall be elected from each legislative district, except that one

representative shall be elected from the 2-A, 2-B, 9-A, 9-B, 17-A, 17-B, 20-A, 20-B, 31-A, 31-B, 40-A, and 40-B legislative districts, and three representatives shall be elected from the 14th legislative district.

NEW SECTION. Sec. 64. The representatives provided for in this 1972 act shall be elected from the legislative districts created by this 1972 act at the general election to be held on the first Tuesday after the first Monday in November, 1972, and every two years thereafter, each for a term of two years.

NEW SECTION. Sec. 65. The term of office of each senator and representative elected after the effective date of this 1972 act shall commence on the second Monday in January following the date of election.

NEW SECTION. Sec. 66. If the inclusion in this 1972 act of any set or sets of separate legislative districts within a senatorial district or districts shall render this 1972 act invalid, the whole senatorial district or districts shall be treated as a legislative district or districts with two representatives and without separate legislative districts. If any other provision of this 1972 act, or its application to any person or circumstance is held invalid, the remainder of this 1972 act, or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 67. Sections 1 through 66 of this 1972 act are added to chapter 44.07 RCW.

NEW SECTION. Sec. 68. The following acts or parts of acts are each repealed:

- (1) Section 1, chapter 6, Laws of 1965 and RCW 44.07.005;
- (2) Section 2, chapter 6, Laws of 1965 and RCW 44.07.010;
- (3) Section 3, chapter 6, Laws of 1965 and RCW 44.07.020;
- (4) Section 4, chapter 6, Laws of 1965 and RCW 44.07.030;
- (5) Section 5, chapter 6, Laws of 1965 and RCW 44.07.040;
- (6) Section 6, chapter 6, Laws of 1965 and RCW 44.07.050;
- (7) Section 7, chapter 6, Laws of 1965 and RCW 44.07.060;
- (8) Section 8, chapter 6, Laws of 1965 and RCW 44.07.070;
- (9) Section 9, chapter 6, Laws of 1965 and RCW 44.07.080;
- (10) Section 10, chapter 6, Laws of 1965 and RCW 44.07.090;
- (11) Section 11, chapter 6, Laws of 1965 and RCW 44.07.100;
- (12) Section 12, chapter 6, Laws of 1965 and RCW 44.07.110;
- (13) Section 13, chapter 6, Laws of 1965 and RCW 44.07.120;
- (14) Section 14, chapter 6, Laws of 1965 and RCW 44.07.130;
- (15) Section 15, chapter 6, Laws of 1965 and RCW 44.07.140;
- (16) Section 16, chapter 6, Laws of 1965 and RCW

44.07.150;  
(17) Section 17, chapter 6, Laws of 1965 and RCW  
44.07.160;  
(18) Section 18, chapter 6, Laws of 1965 and RCW  
44.07.170;  
(19) Section 19, chapter 6, Laws of 1965 and RCW  
44.07.180;  
(20) Section 20, chapter 6, Laws of 1965 and RCW  
44.07.190;  
(21) Section 21, chapter 6, Laws of 1965 and RCW  
44.07.200;  
(22) Section 22, chapter 6, Laws of 1965 and RCW  
44.07.210;  
(23) Section 23, chapter 6, Laws of 1965 and RCW  
44.07.220;  
(24) Section 24, chapter 6, Laws of 1965 and RCW  
44.07.230;  
(25) Section 25, chapter 6, Laws of 1965 and RCW  
44.07.240;  
(26) Section 26, chapter 6, Laws of 1965 and RCW  
44.07.250;  
(27) Section 27, chapter 6, Laws of 1965 and RCW  
44.07.260;  
(28) Section 28, chapter 6, Laws of 1965 and RCW  
44.07.270;  
(29) Section 29, chapter 6, Laws of 1965 and RCW  
44.07.280;  
(30) Section 30, chapter 6, Laws of 1965 and RCW  
44.07.290;  
(31) Section 31, chapter 6, Laws of 1965 and RCW  
44.07.300;  
(32) Section 32, chapter 6, Laws of 1965 and RCW  
44.07.310;  
(33) Section 33, chapter 6, Laws of 1965 and RCW  
44.07.320;  
(34) Section 34, chapter 6, Laws of 1965 and RCW  
44.07.330;  
(35) Section 35, chapter 6, Laws of 1965 and RCW  
44.07.340;  
(36) Section 36, chapter 6, Laws of 1965 and RCW  
44.07.350;  
(37) Section 37, chapter 6, Laws of 1965 and RCW  
44.07.360;  
(38) Section 38, chapter 6, Laws of 1965 and RCW  
44.07.370;  
(39) Section 39, chapter 6, Laws of 1965 and RCW  
44.07.380;  
(40) Section 40, chapter 6, Laws of 1965 and RCW  
44.07.390;  
(41) Section 41, chapter 6, Laws of 1965 and RCW  
44.07.400;  
(42) Section 42, chapter 6, Laws of 1965 and RCW  
44.07.410;  
(43) Section 43, chapter 6, Laws of 1965 and RCW  
44.07.420;  
(44) Section 44, chapter 6, Laws of 1965 and RCW  
44.07.430;  
(45) Section 45, chapter 6, Laws of 1965 and RCW  
44.07.440;  
(46) Section 46, chapter 6, Laws of 1965 and RCW

44.07.450;  
 (47) Section 47, chapter 6, Laws of 1965 and RCW  
 44.07.460;  
 (48) Section 48, chapter 6, Laws of 1965 and RCW  
 44.07.470;  
 (49) Section 49, chapter 6, Laws of 1965 and RCW  
 44.07.480;  
 (50) Section 50, chapter 6, Laws of 1965 and RCW  
 44.07.490;  
 (51) Section 51, chapter 6, Laws of 1965 and RCW  
 44.07.500;  
 (52) Section 52, chapter 6, Laws of 1965 and RCW  
 44.07.510;  
 (53) Section 53, chapter 6, Laws of 1965 and RCW  
 44.07.520;  
 (54) Section 54, chapter 6, Laws of 1965 and RCW  
 44.07.530;  
 (55) Section 55, chapter 6, Laws of 1965 and RCW  
 44.07.540;  
 (56) Section 56, chapter 6, Laws of 1965 and RCW  
 44.07.550; and  
 (57) Section 58, chapter 6, Laws of 1965 and RCW  
 44.07.910; but this repeal shall not affect the  
 forty-second legislature or the terms of its members."

POINT OF INQUIRY

Mr. O'Brien yielded to question by Mr. Sawyer.

Mr. Sawyer: "Mr. O'Brien, could you tell me the time and the date?"

Mr. O'Brien: "It is now 26 minutes to 2 o'clock, on Sunday morning, the 42nd day of this legislative session."

Mr. Sawyer: "Is there any precedent with regard to the hour of midnight on a working day?"

Mr. O'Brien: "Precedent has been established in the House of Representatives that 12:00 midnight is the end of the legislative day, so we are now starting on another legislative day--the 42nd day of this legislative session."

PARLIAMENTARY INQUIRY

Mr. Bledsoe: "Mr. Speaker, I am at this moment curious if you would provide us with some precedent--rulings that stretch into the extension of the working day beyond the witching hour of 12:00. Are we indeed, sir, in the 41st working day by your analysis of previous precedent in the legislative process?"

REPLY BY THE SPEAKER

The Speaker: "Yes, in my opinion, we are still on the 41st working day. I examined the rules of this House and numerous sections of Reed's Rules of Order earlier this evening as we approached the midnight deadline. I find no reference in either our rules or Reed's Rules to midnight as the end of any particular working day."

"I have likewise examined the journals of the House. This situation in adoption of budgets in prior sessions was common. So that budgets could be considered on second reading on one day and considered on third reading the following day, it was common custom to keep the House in session up until 11:59 p.m., and then adjourn, have a Rules Committee meeting, bring the budget out on third reading and reconvene at 12:05 a.m. which would then become the next working day (midnight having passed). However, they found it necessary to adjourn at that time and reconvene. We have not adjourned and reconvened past the midnight hour.

"Further, at approximately 12:30 a.m., realizing that we had passed midnight, I called the Secretary of the Senate. I inquired as to whether they were in session. I got an affirmative response. I inquired as to whether they had passed, at that point, House Concurrent Resolution No. 27 which extended this legislative session into the 42nd day. I received a negative response--that the adoption of the concurrent resolution had not yet transpired. I inquired as to what working day they were proceeding under at 12:30 a.m. on Sunday, and they responded it was the 41st working day. I feel, that to be consistent with the Senate so that we have a smooth working, consistent procedure here in the legislature, we are still operating under the 41st working day."

#### PERSONAL PRIVILEGE

Mr. Copeland: "I was concerned, Mr. Speaker, that your ruling was going to take us into the 43rd working day."

#### POINT OF ORDER

Mr. O'Brien: "My point of order, Mr. Speaker, is that Rule 24 states rather clearly that every bill shall be read on three separate days, unless the House deems it expedient to suspend this rule. I submit to you that your words were pretty well taken in part when you stated the House on occasion would wait until 12:05 a.m. to start the next working day. This has happened time after time, where we waited until 12:00 midnight in order to start the subsequent working day. So we are holding at this time that this is what happened now--that you are in another working day because you passed midnight, and this is what you stated in your comments. I submit to you that we are now in the 42nd working day, and if you succeed in adopting this amendment, you will have to go to the 43rd day to legally pass it, according to our rules."

#### RULING BY THE SPEAKER

The Speaker: "You have overlooked the fact that in those instances, there was always an adjournment and a reconvening on the following working day. We have not adjourned from our 41st working day."

The Speaker stated the question before the House to be the amendment by Representatives Brown, Morrison, Smythe, North and Pardini to House Bill No. 115.

Mr. Brown spoke in favor of the amendment.

Mr. Wolf demanded an electric roll call and the demand was sustained.

POINT OF INQUIRY

Mr. Bottiger: "Mr. Speaker, will Mr. Brown yield to question?"

Mr. Brown declined to yield to question.

Mr. Grant yielded to question by Mr. Bottiger.

Mr. Bottiger: "Just to get it in the record, Mr. Grant, I am looking on page 11, and I find that in the 10th legislative district, line 3, Census Tract 401, Block Groups 102 through 118. Again, on page 28, line 6, the identical Block Groups are placed in the 38th District. In other words, we have Block Groups that are located in the 10th District, and the same Block Groups are put in the 38th District. Another section of the bill says that when one district is larger, if this should happen, than the other, that the Block Groups would go in the smaller district. Do you know which Representative lives in those Block Groups?"

Mr. Grant: "Representative Martinis lives in those Block Groups."

Mr. Morrison spoke in favor of the amendment, and Mr. Bradley spoke against it.

POINT OF INQUIRY

Mr. Morrison yielded to question by Mr. Lysen.

Mr. Lysen: "Representative Morrison, my seatmate and I are just freshmen here, from the 31st District. We have never had an 'A' and a 'B' district before. I'm just kind of curious as to why you decided you wanted to put an 'A' and 'B' in our district."

Mr. Morrison: "We wanted to give one of you a chance."

Mr. Merrill demanded the previous question.

The motion for the previous question was lost on a rising vote.

Mr. Sawyer spoke against adoption of the amendment by Representative Brown and others.

## ROLL CALL

The Clerk called the roll on the adoption of the amendment by Representatives Brown, Morrison, Smythe, North and Pardini to House Bill No. 115.

## RULING BY THE SPEAKER

The Speaker: "The Sergeant at Arms will bring in Mr. Gallagher. House Rule No. 64 states as follows:

"Every member who was in the house when the question was put shall give his vote unless the house for special reasons shall excuse him.

"All motions to excuse a member shall be made before the house divides or before the call for yeas and nays is commenced; . . ."

"Reed's Rule No. 226 provides in the event of disorderly conduct of a member for failure to abide by the rules of the House:

"The punishment which can be inflicted depends upon the character of the assembly, and is in legal assemblies usually limited by law. In voluntary assemblies it may be censure, reprimand, or expulsion, or a demand for apology on pain of expulsion. It almost always happens, when attention is called to the unsuitable nature of the words used by the member, or the acts performed by him, that he makes such an explanation or retraction as enables the assembly to excuse him and go on with its business."

## PERSONAL PRIVILEGE

Mr. Charnley: "Mr. Speaker, point of personal privilege, please."

The Speaker: "You cannot interrupt a roll call, Mr. Charnley. The Sergeant at Arms will bring in Mr. Gallagher."

The amendment was adopted by the following vote: Yeas, 49; nays, 47; not voting 3.

Voting yea: Representatives Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Garrett, Gilleland, Gladder, Goldworthy, Hansey, Hatfield, Hoggins, Jones, Jueling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, Mentor, Morrison, Newhouse, North, Pardini, Polk, Rabel, Richardson, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Douthwaite, Gallagher, Grant, Haussler, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, O'Brien, Perry, Randall, Rosellini, Savage, Sawyer, Shinpoch, Thompson, Williams, Wojahn.

Not voting: Representatives Hubbard, Paris, Van Dyk.

On motion of Mr. Bledsoe, the following amendment by Representatives Brown, Morrison, Smythe, North and Pardini to the title was adopted:

Strike all of the title and insert the following:

"AN ACT Relating to the redistricting and reapportionment of the state into legislative districts; adding new sections to chapter 44.07 RCW; repealing section 1, chapter 6, Laws of 1965 and RCW 44.07.005; repealing section 2, chapter 6, Laws of 1965 and RCW 44.07.010; repealing section 3, chapter 6, Laws of 1965 and RCW 44.07.020; repealing section 4, chapter 6, Laws of 1965 and RCW 44.07.030; repealing section 4, chapter 6, Laws of 1965 and RCW 44.07.040; repealing section 6, chapter 6, Laws of 1965 and RCW 44.07.050; repealing section 7, chapter 6, Laws of 1965 and RCW 44.07.060; repealing section 8, chapter 6, Laws of 1965 and RCW 44.07.070; repealing section 9, chapter 6, Laws of 1965 and RCW 44.07.080; repealing section 10, chapter 6, Laws of 1965 and RCW 44.07.090; repealing section 11, chapter 6, Laws of 1965 and RCW 44.07.100; repealing section 12, chapter 6, Laws of 1965 and RCW 44.07.110; repealing section 13, chapter 6, Laws of 1965 and RCW 44.07.120; repealing section 14, chapter 6, Laws of 1965 and RCW 44.07.130; repealing section 15, chapter 6, Laws of 1965 and RCW 44.07.140; repealing section 16, chapter 6, Laws of 1965 and RCW 44.07.150; repealing section 17, chapter 6, Laws of 1965 and RCW 44.07.160; repealing section 18, chapter 6, Laws of 1965 and RCW 44.07.170; repealing section 19, chapter 6, Laws of 1965 and RCW 44.07.180; repealing section 20, chapter 6, Laws of 1965 and RCW 44.07.190; repealing section 21, chapter 6, Laws of 1965 and RCW 44.07.200; repealing section 22, chapter 6, Laws of 1965 and RCW 44.07.210; repealing section 23, chapter 6, Laws of 1965 and RCW 44.07.220; repealing section 24, chapter 6, Laws of 1965 and RCW 44.07.230; repealing section 25, chapter 6, Laws of 1965 and RCW 44.07.240; repealing section 26, chapter 6, Laws of 1965 and RCW 44.07.250; repealing section 27, chapter 6, Laws of 1965 and RCW 44.07.260; repealing section 28, chapter 6, Laws of 1965 and RCW 44.07.270; repealing section 29, chapter 6, Laws of 1965 and RCW 44.07.280; repealing section 30, chapter 6, Laws of 1965 and RCW 44.07.290; repealing section 31, chapter 6, Laws of 1965 and RCW 44.07.300; repealing section 32, chapter 6, Laws of 1965 and RCW 44.07.310; repealing section 33, chapter 6, Laws of 1965 and RCW 44.07.320; repealing section 34, chapter 6, Laws of 1965 and RCW 44.07.330; repealing section 35, chapter 6, Laws of 1965 and RCW 44.07.340; repealing section 36, chapter 6, Laws of 1965 and RCW 44.07.350; repealing section 37, chapter 6, Laws of 1965 and RCW 44.07.360; repealing section 38, chapter 6, Laws of 1965 and RCW 44.07.370; repealing section 39, chapter 6, Laws of 1965 and RCW 44.07.380; repealing section 40, chapter 6, Laws of 1965 and RCW 44.07.390; repealing section 41, chapter 6, Laws of

1965 and RCW 44.07.400; repealing section 42, chapter 6, Laws of 1965 and RCW 44.07.410; repealing section 43, chapter 6, Laws of 1965 and RCW 44.07.420; repealing section 44, chapter 6, Laws of 1965 and RCW 44.07.430; repealing section 45, chapter 6, Laws of 1965 and RCW 44.07.440; repealing section 46, chapter 6, Laws of 1965 and RCW 44.07.450; repealing section 47, chapter 6, Laws of 1965 and RCW 44.07.460; repealing section 48, chapter 6, Laws of 1965 and RCW 44.07.470; repealing section 49, chapter 6, Laws of 1965 and RCW 44.07.480; repealing section 50, chapter 6, Laws of 1965 and RCW 44.07.490; repealing section 51, chapter 6, Laws of 1965 and RCW 44.07.500; repealing section 52, chapter 6, Laws of 1965 and RCW 44.07.510; repealing section 53, chapter 6, Laws of 1965 and RCW 44.07.520; repealing section 54, chapter 6, Laws of 1965 and RCW 44.07.530; repealing section 55, chapter 6, Laws of 1965 and RCW 44.07.540; repealing section 56, chapter 6, Laws of 1965 and RCW 44.07.550; and repealing section 58, chapter 6, Laws of 1965 and RCW 44.07.910."

House Bill No. 115 was ordered engrossed and passed to Committee on Rules and Administration for third reading.

#### MESSAGES FROM THE SENATE

February 19, 1972

Mr. Speaker: The President has signed:

HOUSE BILL NO. 142,  
HOUSE BILL NO. 158,  
SUBSTITUTE HOUSE BILL NO. 261,  
HOUSE BILL NO. 289,  
SUBSTITUTE HOUSE BILL NO. 411,  
SUBSTITUTE HOUSE BILL NO. 413,  
HOUSE JOINT MEMORIAL NO. 4,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

#### MOTIONS

On motion of Mr. Bledsoe, the House dispensed with further business under the Call of the House.

On motion of Mr. Bledsoe, the House adjourned until 1:00 p.m., Sunday, February 20, 1972.

THOMAS A. SWAYZE, Jr., Speaker.  
MALCOLM McBEATH, Chief Clerk.

FORTY-SECOND DAY

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AFTERNOON SESSION  
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House Chamber, Olympia, Wash., Sunday, February 20, 1972.

The House was called to order at 1:00 p.m. by the Speaker (Mr. Morrison presiding). The Clerk called the roll and all members were present.

The Speaker assumed the Chair.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by the Reverend George M. Mitchell of the First Christian Church of Olympia.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

PERSONAL PRIVILEGE

Mr. Gallagher: "Thank you, Mr. Speaker. Ladies and gentlemen of the House: I want to apologize for your losing a half hour of sleep last night. I didn't like what was going on and some of the tactics being used, but I won't do it again."

MESSAGES FROM THE SENATE

February 19, 1972

Mr. Speaker: The President has signed:  
HOUSE BILL NO. 46,  
HOUSE BILL NO. 177,  
SUBSTITUTE HOUSE BILL NO. 324,  
and the same are herewith transmitted.  
Sidney R. Snyder, Secretary.

February 19, 1972

Mr. Speaker: The President has signed:  
HOUSE BILL NO. 140,  
and the same is herewith transmitted.  
Sidney R. Snyder, Secretary.

RESOLUTIONS

HOUSE RESOLUTION NO. 72-30 by Representatives Randall, Van Dyk, Lysen, McCormick, Shinpoch, McDermott, Kilbury, King, Sawyer, Chatalas, Rosellini, Wojahn and Shera:

WHEREAS, Each year many of our citizens are innocent victims of violent crimes; and

WHEREAS, Such citizens often suffer severe financial hardship as well as irreparable physical damages; and

WHEREAS, Several of our sister states have initiated systems of compensation for such victims; and

WHEREAS, Such systems are designed to lessen the financial burdens imposed on victims by these senseless attacks; and

WHEREAS, Any proposed legislation on this subject should be carefully prescribed to insure prompt and efficient administration of any compensation plan which may be adopted;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Interim Judiciary Committee of the Legislative Council is requested to continue a study of compensation for victims of violent crimes and recommend principles and procedures whereby such a system would be best implemented.

BE IT FURTHER RESOLVED, That the results of the study be presented to the next Regular Session of the Legislature for its consideration.

On motion of Mr. Randall, the resolution was adopted.

HOUSE RESOLUTION NO. 72-97 by Representatives Grant, Morrison, Johnson, Newhouse and Bledsoe:

WHEREAS, The people of the State of Washington have expressed concern for a uniform licensing of plumbers by the state; and

WHEREAS, Substitute Senate Bill No. 261, which would have provided for such uniformity, failed to pass the Legislature because of time restrictions in this 42nd Extraordinary Session;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Legislative Council shall conduct a study of the feasibility of a uniform plumbers' licensing code.

BE IT FURTHER RESOLVED, That the Legislative Council report its findings and recommendations, if any, to the Forty-third Session of the Legislature.

Mr. Grant moved adoption of the resolution.

Mrs. Johnson spoke in favor of the resolution, and the resolution was adopted.

#### SENATE AMENDMENTS TO HOUSE BILL

February 19, 1972

Mr. Speaker: The Senate has passed ENGROSSED SUBSTITUTE HOUSE BILL NO. 414 with the following amendments:

In line 5 of the title, after "sections to" strike "chapter 94, Laws of 1970 ex. sess. and to chapter 82.14 RCW" and insert "Title 82 RCW"

On line 6 of the title, after "chapter 82.14 RCW;" insert "adding a new section to chapter 35A.21 RCW; adding a new section to chapter 35A.82 RCW;"

On page 1, section 2, line 25, after "Sec. 2." strike the remainder of the paragraph being through "follows:" on line 27.

On page 2, section 2, line 13, strike "sevice" and

insert "service"

On page 2, section 3, line 16, after "Sec. 3." strike the remainder of the paragraph down through "follows:" on line 18.

On page 3, section 5, line 13, after "Sec. 5." strike the remainder of the paragraph down through "follows:" on line 15.

On page 3, section 6, line 19 insert as sections 6 and 7 the following:

"NEW SECTION. Sec. 6. There is added to chapter 35.21 RCW a new section to read as follows:

Any city which imposes a license fee or tax upon business activities consisting of the making of retail sales of tangible personal property which are measured by gross receipts or gross income from such sales, shall impose such tax at a single uniform rate upon all such business activities. This section shall not apply to any business activities subject to the tax imposed by chapter 82.16 RCW.

NEW SECTION. Sec. 7. There is added to chapter 35A.82 RCW a new section to read as follows:

Any code city which imposes a license fee or tax upon business activities consisting of the making of retail sales of tangible personal property which are measured by gross receipts or gross income from such sales, shall impose such tax at a single uniform rate upon all such business activities. This section shall not apply to any business activities subject to the tax imposed by chapter 82.16 RCW."

Re-number section 6 of the printed bill as section 8.

On page 3, section 6, line 20, after "effect" strike "October 1, 1972." and insert "July 1, 1972."

On page 3, after line 20, insert the following:

"NEW SECTION. Sec. 9. Sections 2, 3, and 5 are added to and shall constitute a new chapter in Title 82 RCW to be known as chapter 82.14A."  
and the same is herewith transmitted.

Bill Gleason, Assistant Secretary.

#### MOTION

Mr. Bledsoe moved that the House concur in the Senate amendments to Engrossed Substitute House Bill No. 414.

#### POINT OF INQUIRY

Mr. Bagnariol: "I would just like to ask someone who has knowledge. These look to me as though they are somewhat involved amendments. I would hate to have a sine die sneaker at the last minute, so I would like to have somebody explain what these amendments do."

Mr. Newhouse spoke in favor of the amendments.

Representatives Bagnariol, Haussler and Martinis stated they did not oppose the amendments but would have preferred more study of them.

Representatives Wolf, Smythe and Williams spoke in favor of the amendments.

The motion to concur in the Senate amendments was carried on a rising vote.

#### FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 414 as amended by the Senate.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 414 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 87; nays, 8; not voting, 4.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Costanti, Cunningham, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hubbard, Hurley, Jastad, Johnson, Jones, Juelling, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lysen, Marsh, Martinis, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Amen, Hoggins, Julin, Kuehnle, Marzano, Shinpoch, Smith, Wojahn.

Not voting: Representatives Copeland, Curtis, Gilleland, Paris.

Engrossed Substitute House Bill No. 414 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.

#### MESSAGES FROM THE SENATE

February 19, 1972

Mr. Speaker: The Senate has adopted:

HOUSE CONCURRENT RESOLUTION NO. 27

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

#### SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:

HOUSE BILL NO. 9,  
HOUSE BILL NO. 139.

REPORTS OF STANDING COMMITTEES

February 20, 1972

ENGROSSED SENATE BILL NO. 293, Prime Sponsor: Senator Ridder, providing for cost-sharing of property assessment costs and creating an assessor's budget board, reported by Committee on Revenue and Taxation.

MAJORITY recommendation: Do pass. Signed by Representatives Flanagan, Chairman, Kiskaddon, Vice Chairman, Bagnariol, Benitz, Bledsoe, Ceccarelli, Eikenberry, Hatfield, Kilbury, King, Kuehnle, Pardini, Randall.

MOTIONS

On motion of Mr. Morrison, the rules were suspended, Engrossed Senate Bill No. 293 was advanced to second reading and read the second time.

On motion of Mr. Wolf, the House deferred consideration of Engrossed Senate Bill No. 293 and the bill was ordered placed on today's second reading calendar.

The Speaker declared the House to be at ease.

The Speaker (Mr. Newhouse presiding) called the House to order.

SENATE AMENDMENTS TO HOUSE BILL

February 19, 1972

Mr. Speaker: The Senate has passed ENGROSSED HOUSE BILL NO. 248 with the following amendments:

On page 1, following the enacting clause, strike the remainder of the bill and insert:

"NEW SECTION. Section 1. There is added to Title 29 RCW a new chapter to read as set forth in sections 2 through 24 of this act.

NEW SECTION. Sec. 2. DECLARATION OF LEGISLATIVE PURPOSE. It is hereby declared to be the public policy of the state of Washington that:

(1) The legislature recognizes that requiring an individual contributor of a campaign contribution to be identified may very well, especially in the case of small contributors, seem to be a distasteful invasion of the right of privacy. Such a requirement would mean that each individual contributor would have to publicly declare his politics and that his personal philosophic leanings, which hitherto he may only have shared with his family and intimates, would now be subject to public scrutiny and be recorded in government offices and computers. It is the finding of the legislature that requiring disclosure of the identity of these contributors would effectively cause many small contributors to cease making contributions. For this reason and for reasons of privacy the legislature declares that the identity of minor contributors to political parties or political organizations having the interest of electing numerous candidates should not be required to be disclosed.

(2) The Legislature further finds that the concept of attempting to increase financial participation of individual contributors in political campaigns is encouraged by the passage of the Revenue Act of 1971 by the Congress of the United States, and in consequence thereof, there is a need for legislation on the state level for implementing legislation.

(3) The legislature further declares that the public interest is sufficient to require that contributors in amounts in excess of one hundred dollars to the campaigns of individual candidates should be identified, notwithstanding the loss of privacy involved. It is the feeling of the legislature that to require the disclosure of contributors to ideological political parties and like organizations would constitute an extreme invasion of the right of privacy.

(4) Major political campaign contributions and expenditures be fully disclosed to the public and that secrecy be avoided.

(5) The people have the right to expect from their elected representatives at all levels of government, assurances of the utmost integrity, honesty and fairness in their dealings.

(6) The people further have the right to be assured to the fullest extent possible that the private financial dealings of their governmental representatives, and of candidates for those offices, present no conflict of interest between the public trust and private interests.

(7) Public confidence in government at all levels can be sustained by assuring the people of the impartiality and honesty of the officials in all governmental transactions and decisions.

NEW SECTION. Sec. 3. APPLICABILITY. The provisions of this chapter shall apply to all election campaigns other than campaigns for:

(1) President and vice president of the United States;

(2) United States congress;

(3) Offices of any municipal corporation of the fourth class;

(4) Directors of any school district;

(5) Offices of any district which does not encompass a whole county, and which contains less than five thousand registered voters according to the most recent general election of such district and/or officers of any district which requires ownership of property as a prerequisite to voting;

(6) Precinct committeemen.

NEW SECTION. Sec. 4. DEFINITIONS. As used in this chapter, unless the context requires otherwise:

(1) 'Campaign depository' means a bank designated by a candidate or campaign or proposition committee pursuant to section 6 of this act.

(2) 'Campaign treasurer' and 'deputy campaign treasurer' mean the individuals appointed by a candidate or campaign or proposition committee, pursuant to section 6 of this act to perform the duties specified in sections 7 through 12 of this act.

(3) 'Candidate' means any individual who seeks nomination for, or election to, public office. For

purposes of this chapter, an individual shall be deemed to seek nomination or election when he files for office.

(4) 'Campaign committee' means any person, except an individual dealing with his own funds or property, receiving contributions or making expenditures solely in support of, or in opposition to, a particular candidate.

(5) 'Commercial advertiser' means any person who sells or supplies the service of communicating messages or producing printed material for broadcast or distribution to the general public or segments of the general public whether through the use of newspapers, magazines, television and radio stations, billboard companies, printing companies, or otherwise.

(6) 'Contribute' or 'contribution' means any monetary advance, conveyance, deposit, distribution, gift, loan, payment, pledge or subscription of money, the aggregate of which is in excess of one hundred dollars and any contract, agreement, promise or other obligation, whether or not legally enforceable, to make a monetary contribution in support of or in opposition to any candidate, campaign committee or proposition; but do not include:

(a) Services of the sort commonly performed by volunteer workers and for which no compensation is asked or given.

(b) Incidental expenses personally paid for by volunteer campaign workers.

(7) 'Election' includes primary, general, and special elections for a public office to be filled by the voters and any election in which a proposition is submitted to the voters.

(8) 'Election campaign' means any campaign of a candidate for nomination for, or election to, public office and any campaign in support of, or in opposition to, a proposition.

(9) 'Expend' or 'expenditure' means any advance, conveyance, payment or transfer of money or any other thing of value, and any contract, agreement, promise or other obligation to make an expenditure, whether or not legally enforceable, in support of or in opposition to any candidate, campaign committee or proposition.

(10) 'Final report' means the report described and designated as such in section 9 of this act.

(11) 'Person' includes an individual, partnership, joint venture, corporation, association, governmental entity or agency, candidate, proposition committee, campaign committee, or any other organization or group of persons, however organized. PROVIDED, HOWEVER, That political committees and political parties and their executive committees thereof are specifically excluded from the scope of this definition.

(12) 'Political advertising' means any advertising displays, newspaper advertisements, billboards, signs, tabloids, radio or television presentations, handbills, letters, envelopes and postage, used for the purpose of appealing directly or indirectly, for votes or for financial or other support in any election campaign.

(13) 'Political committee' means any committee, association, or organization (whether or not incorporated) organized and operated for the purpose of influencing, or

attempting to influence, the nomination or election of two or more individuals who are candidates for nomination or election to any state, or local elective public office.

(14) 'Proposition committee' means any person, except an individual dealing with his own funds or property, receiving contributions or making expenditures in support of, or in opposition to, a proposition.

(15) 'Proposition' means any 'measure' as defined by RCW 29.01.110, or any initiative, recall, or referendum proposition proposed to be submitted to the voters of any specific constituency when that proposition is filed with the appropriate election officer of that constituency.

(16) Supervisory authority means:

(A) in the case of an election involving cities of the first class the city clerk thereof;

(B) in the case of an election involving cities, other than first class cities, the county auditor;

(C) in the case of an election involving any other political subdivision of the state of Washington located in one county, the county auditor;

(D) in the case of an election involving any other political subdivision of the state of Washington located in two or more counties, the secretary of state;

(E) in the case of an election involving a state-wide issue or candidate, excepting legislative positions, the secretary of state;

(F) in the case of an election involving legislative positions, the respective board of legislative ethics, created pursuant to RCW 44.60.020.

(17) When consistent with the context, words in the masculine, feminine or neuter genders shall be construed to be interchangeable with and to include such other genders; and words in the singular number shall be construed to include the plural, and in the plural to include the singular, and each shall be construed to be interchangeable with the other.

NEW SECTION. Sec. 5. OBLIGATION OF COMMITTEES TO FILE STATEMENT OF ORGANIZATION. (1) Every committee, within ten days after its organization or, within ten days after the date when it first has the expectation of receiving contributions or making expenditures in any election campaign, whichever is earlier, shall file with the supervisory authority a statement of organization. Each committee in existence on the effective date of this act shall file a statement of organization with the supervisory authority within ninety days after such effective date.

(2) The statement of organization shall include but not be limited to:

(a) The name and address of the committee;

(b) The names and addresses of all related or affiliated committees;

(c) The names, addresses, and titles of its officers; or if it has no officers, the names, addresses and titles of its responsible leaders, and the persons that will have custody of its book of accounts;

(e) The name and address of its campaign treasurer and campaign depository, if any;

(f) A statement whether the committee is a continuing one;

(g) The name, office sought, and party affiliation

of each candidate whom the committee is supporting, and, if the committee is supporting the entire ticket of any party, the name of the party; and

(h) The ballot proposition concerned, if any, and whether the committee is in favor of or opposed to such proposition.

(3) Any material change in information previously submitted in a statement of organization shall be reported to the supervisory authority within the ten days following the change.

NEW SECTION. Sec. 6. CAMPAIGN TREASURER AND DEPOSITORIES. (1) Each candidate, at or before the time he announces publicly or files for office, whichever occurs later and each campaign or proposition committee, at or before the time it files a statement of organization, shall designate and file with the supervisory authority the names and addresses of:

(a) One elector, who may be the candidate, to serve as a campaign treasurer; and

(b) One bank doing business in this state to serve as campaign depository.

(2) A candidate, campaign or proposition committee or a campaign treasurer may appoint as many deputy treasurers as is considered necessary and may designate not more than one additional campaign depository in each county in which the campaign is conducted. The candidate or campaign or proposition committee shall file the names and addresses of the deputy campaign treasurers and additional campaign depositories with the supervisory authority.

(3) (a) A candidate, or campaign or proposition committee may at any time remove a campaign treasurer or deputy treasurer or change a designated campaign depository.

(b) In the event of the death, resignation or removal of a campaign treasurer, deputy campaign treasurer or depository, the candidate or campaign or proposition committee shall designate and file with the supervisory authority the name and address of any successor.

(4) No campaign treasurer, deputy campaign treasurer, or campaign depository shall be qualified until his name and address is filed with the supervisory authority.

NEW SECTION. Sec. 7. DEPOSIT OF CONTRIBUTIONS--STATEMENT OF CAMPAIGN TREASURER--ANONYMOUS CONTRIBUTIONS. (1) All monetary contributions received by a candidate or campaign or proposition committee shall be deposited by the campaign treasurer or deputy treasurer in a campaign depository in an account designated, "Campaign Fund of ....." (name of candidate or committee) no later than the fifth regular day of business of such depository after the day of receipt.

(2) Each deposit made by a campaign treasurer or deputy campaign treasurer shall be documented by a statement containing the amount of the deposit and the name of each person contributing the funds so deposited and the amount contributed by each person, in excess of one hundred dollars which statement shall be retained by the campaign treasurer. The statement shall be upon a form prescribed by the supervisory authority and shall be sworn to as correct by the campaign treasurer or deputy campaign

treasurer making the deposit.

(3) Anonymous contributions by a single contributor in excess of an aggregate amount of ten dollars received by a candidate or campaign or proposition committee shall not be deposited, used, or expended, but shall be returned to the donor, if his identity can be ascertained. If the donor's identity cannot be ascertained, the contribution shall escheat to the state, and shall be paid to the state treasurer for deposit in the state general fund.

NEW SECTION. Sec. 8. AUTHORIZATION OF EXPENDITURES AND RESTRICTIONS THEREON. From the time the campaign treasurer is appointed, until a final report is filed, no expenditures shall be made or incurred by any candidate or campaign or proposition committee except on the authority of the campaign treasurer or the candidate, and a record of all such expenditures shall be maintained by the campaign treasurer.

NEW SECTION. Sec. 9. REPORTS OF CONTRIBUTIONS AND EXPENDITURES BY CANDIDATES AND COMMITTEES. (1) Within seven days after the day the campaign treasurer is designated each candidate or campaign or proposition committee shall file with the supervisory authority a report of contributions and expenditures made in the election campaign: PROVIDED, That the initial report of a campaign or proposition committee in existence on the effective date of this act and not established in anticipation of any specific election campaign shall be filed with the supervisory authority within ten days after such effective date and shall include:

(a) A statement of the funds on hand at the time of such report;

(b) Such other information as the supervisory authority may by regulation prescribe in furtherance of and consistent with the policy and purpose of this act.

(2) Reports of contributions and expenditures shall also be filed by each candidate and campaign or proposition committee with the supervisory authority:

(a) As to contributions and expenditures made in or on account of the election campaign of a candidate for nomination for, or election to, public office:

(i) On or before twenty days prior to the primary election; and

(ii) Within ten days after the primary election; and

(iii) Within ten days after the general election.

(3) As to contributions and expenditures made in or on account of an election campaign in support of, or in opposition to, a proposition:

(a) On or before the last day of each month prior to the date of the election; and

(b) Within ten days after the date of the election.

If after filing the last report as provided in this section, the candidate or committee has any outstanding debts or obligations for expenditures incurred in or on account of the election campaign, or if the committee continues in existence, supplemental reports of all contributions and expenditures made since the date of the last report shall be filed quarterly until the obligation or indebtedness is entirely satisfied or the committee dissolved as the case may be, and the last such report shall be the final report: PROVIDED, That when the campaign

fund has been closed, the campaign has been concluded in all respects, there are no outstanding debts or obligations incurred in or on account of the election campaign, and in the case of a committee, such committee has ceased to function and has dissolved, a report filed at any time thereafter shall be the final report and the duties of the campaign treasurer shall cease and there shall be no obligation to make any further reports.

NEW SECTION. Sec. 10. CONTENTS OF REPORTS. All reports filed pursuant to section 9 of this act shall be duly sworn to as to correctness by the candidate or by the campaign treasurer of a committee and shall disclose for the period covered:

(1) The funds on hand at the beginning of the period;

(2) The name and address of each person who has made one or more contributions during the period for which the report is filed, together with the amount of such contributions;

(3) The sum of contributions not reported under subsection (2) above;

(4) Each loan, promissory note or security instrument to be used by or for the benefit of the candidate or committee made by any person in furtherance of the election campaign together with the names and addresses of the maker of such loan, note or instrument, the date and amount thereof, and the names and addresses of any endorsers;

(5) The name and address of any political committee from which the reporting committee or candidate received, or to which the reporting committee or candidate transferred any funds, together with the amounts, dates and purpose of all such transfers;

(6) The name and address of each person to whom an expenditure in excess of twenty-five dollars was made and the amount, date and purpose of each such expenditure;

(7) The sum of expenditures required to be reported above.

NEW SECTION. Sec. 11. Every candidate for an elective office in this state including state, county, city, town and district offices whether such election is partisan or nonpartisan, except a candidate for precinct committeeman, shall simultaneously with filing a declaration of candidacy file with the same officer at the same time a signed copy of the following code of fair campaign practices.

'CODE OF FAIR CAMPAIGN PRACTICES

There are basic principles of decency, honesty and fair play which every candidate for public office in the United States and the State of Washington has a moral obligation to observe and uphold, in order that, after vigorously contested but fairly conducted campaigns, our citizens may exercise their constitutional right to a free and untrammelled choice and the will of the people may be fully and clearly expressed on the issues before the country and this state.

Therefore:

I shall conduct my campaign in the best American tradition, discussing the issues as I see them, presenting my record and policies with sincerity and frankness, and

criticizing without fear or favor the record and policies of my opponent and his party which merit such criticism.

I shall defend and uphold the right of every qualified American voter to full and equal participation in the electoral process.

I shall condemn the use of personal vilification, character defamation, whispering campaigns, libel, slander, or scurrilous attacks on any candidate or his personal or family life.

I shall condemn the use of campaign material of any sort which misrepresents, distorts, or otherwise falsifies the facts regarding any candidate, as well as the use of malicious or unfounded accusations against any candidate which aim at creating or exploiting doubts, without justification, as to his loyalty and patriotism.

I shall condemn any appeal to prejudice based on race or national origin.

I shall condemn any dishonest or unethical practice which tends to corrupt or undermine our American system of free elections or which hampers or prevents the full and free expression of the will of the voters.

I, the undersigned, candidate for election to public office in the United States of America and the State of Washington, hereby endorse, subscribe to, and solemnly pledge myself to conduct my campaigns in accordance with the above principles and practices, so help me God.

Date \_\_\_\_\_ Signature' \_\_\_\_\_  
NEW SECTION. Sec. 12. CAMPAIGN EXPENDITURE  
 LIMITATIONS. From the time the campaign treasurer is  
 appointed, until a final report is filed.

The total of expenditures made by, for, or on behalf of any candidate in relation to any campaign shall not exceed the larger of the following amounts:

(a) Ten cents multiplied by the number of voters registered; or

(b) Five thousand dollars; or

(c) A sum equal to the public salary which will be paid to the occupant of the office which the candidate seeks, during the term for which the successful candidate will be elected; or

(d) With respect to candidates for the office of governor and lieutenant governor of the state of Washington only, a sum equal to the public salary which will be paid the governor during the term sought, multiplied by two.

Any candidate who knowingly, intentionally and wilfully violates the provisions of this section, and any person who aids or abets such a violation, shall be subject to the provisions and penalties of section 18 of this act.

The total of expenditures made by, for or on behalf of any ballot proposition shall not exceed one hundred thousand dollars.

NEW SECTION. Sec. 13. COMMERCIAL ADVERTISERS' DUTY TO REPORT. (1) Within fifteen days after an election each commercial advertiser who has accepted and displayed or communicated political advertising to the public during the election campaign shall file a report with the supervisory authority which shall be certified as correct and shall specify:

(a) The names and addresses of persons from whom it

accepted political advertising:

(b) The exact nature and extent of the advertising services rendered;

(c) The consideration and the manner of paying that consideration for such services; and

(d) Such other facts as the supervisory authority may by regulation prescribe, in keeping with the purposes of this act.

(2) No report shall be required from any printing company as to any single candidate or campaign or proposition committee when the total consideration received therefrom does not exceed fifty dollars.

NEW SECTION. Sec. 14. DUTY TO PRESERVE STATEMENTS AND REPORTS. Persons with whom statements or reports or copies of statements or reports are required to be filed under this act shall preserve them for two years. The supervisory authority, however, shall preserve such statements or reports for a period of five years.

NEW SECTION. Sec. 15. IDENTIFICATION OF CONTRIBUTIONS AND COMMUNICATIONS. No contribution in excess of one hundred dollars shall be made and no expenditure shall be incurred, directly or indirectly, in a fictitious name, anonymously, or by one person through an agent, relative or other person in such a manner as to conceal the identity of the source of the contribution, in any election campaign.

NEW SECTION. Sec. 16. POLITICAL ADVERTISING --IDENTIFICATION OF SPONSORS. All political advertising, whether relating to candidates or propositions, however proposed, promulgated or disseminated, shall identify the sponsors thereof by listing the name and address of the sponsor or sponsors on the material or in connection with its presentation. If a candidate or candidates run for partisan political office, they and their sponsors shall also designate on all such political advertising clearly in connection with each such candidate the party to which each such candidate belongs: PROVIDED, That licensees of the federal communications commission shall identify political advertisers in compliance with FCC regulations.

NEW SECTION. Sec. 17. SUPERVISORY AUTHORITY DUTIES. The supervisory authority shall:

(1) Develop and distribute prescribed forms for the filing of the reports and statements required by this chapter;

(2) Prepare and publish a manual setting forth recommended uniform methods of bookkeeping and reporting for use by persons required to make reports and statements under this chapter;

(3) Make each report and statement filed with it available during regular office hours for public inspection and for copying at cost to any person requesting copies of the same;

(4) Preserve such reports and statements as required by section 14 hereof;

(5) Compile and maintain a current list of all statements or parts of statements pertaining to each candidate;

(6) Determine whether the required reports and statements have been filed and, if so, whether they conform with the requirements of this chapter; and

(7) Report apparent criminal acts in violation of law, as provided in section 18 of this act, to the appropriate law enforcement authorities.

NEW SECTION. Sec. 18. CRIMINAL PENALTIES; LIMITATIONS ON ACTIONS. (1) Any person who knowingly and wilfully violates a provision of this chapter shall be guilty of a misdemeanor and shall be punishable by a fine of not more than five hundred dollars. Violations include, but are not limited to:

(a) Filing a statement or report containing any intentionally false or misleading information;

(b) Making or receiving a contribution in contravention of this chapter;

(c) Making or receiving an expenditure in contravention of this chapter;

(d) Failing to return a contribution in excess of ten dollars allegedly made anonymously to the known donor or failing to send any contribution whose donor is actually unknown to the state treasurer;

(e) Paying funds from a campaign fund contrary to the provisions of this chapter;

(f) Failing to preserve statements or reports for the required period of time;

(g) Failing to maintain accounts of political advertising as required by this chapter.

(2) Any action for the enforcement of the provisions of this chapter must be commenced within one year after the date of the election to which the violation is reasonably related.

(3) In addition, any office holder, not subject to impeachment, who, after exhausting his rights of appeal, is convicted of violating any provisions of this chapter shall forfeit his office and its rights and privileges, and the office shall be vacant and shall be filled in the manner prescribed by law; or, if subject to impeachment, such violation shall constitute a ground for impeachment of such office holder in the manner provided by law.

(4) The prosecuting attorneys of political subdivisions of this state shall enforce this section by filing criminal complaints in courts of appropriate jurisdiction.

NEW SECTION. Sec. 19. DATE OF MAILING DEEMED DATE OF RECEIPT. When any application, report, notice, or payment required to be made to any person or supervisory authority under the provisions of this chapter has been deposited postpaid in the United States mail addressed to such person or supervisory authority, it shall be deemed to have been received by him on the date of mailing. It shall be presumed that a date shown by the post office cancellation mark on the envelope is the date of mailing.

NEW SECTION. Sec. 20. REPEALS. The following acts or parts of acts are each hereby repealed:

(1) Section 29.18.140, chapter 9, Laws of 1965, section 9, chapter 150, Laws of 1965 ex. sess. and RCW 29.18.140; and

(2) Section 29.85.270, chapter 9, Laws of 1965 and RCW 29.85.270.

NEW SECTION. Sec. 21. PENALTY. Any person, partnership, association or corporation that knowingly divides a campaign contribution so as to avoid the

necessity of reporting under this act, or any candidate who knowingly accepts a contribution which has been divided so as to avoid reporting under this act, shall be guilty of a misdemeanor.

NEW SECTION. Sec. 22. TITLE. This act shall be known and cited as the "Campaign Reporting Act of 1972."

NEW SECTION. Sec. 23. SECTION HEADINGS ARE NOT PART OF LAW. Section captions or headings, used in this act, do not constitute any part of the law.

NEW SECTION. Sec. 24. SEVERABILITY. If any provision of this act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 25. EFFECTIVE DATE. The effective date of sections 9 through 25 of this act shall be January 30, 1973 if passed by a vote of the people.

NEW SECTION. Sec. 26. REFERENDUM. This act shall be submitted to the people for their adoption and ratification, or rejection, at the general election to be held in this state on the Tuesday next succeeding the first Monday in November, 1972, in accordance with the provisions of section 1, Article II of the state Constitution, as amended, and laws adopted to facilitate the operation thereof."

On page 1, strike all of the title and insert the following:

"AN ACT Relating to the regulation and reporting of campaign contributions and expenditures; establishing an elections commission; adding a new chapter to Title 29 RCW; creating new sections; repealing section 29.18.140, chapter 9, Laws of 1965, section 9, chapter 150, Laws of 1965 ex. sess. and RCW 29.18.140; repealing section 29.85.270, chapter 9, Laws of 1965 and RCW 29.85.270; prescribing penalties; and providing for submission of this act to a vote by the people."

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

#### MOTIONS

Mr. Bledsoe moved that the House do not concur in the Senate amendments to Engrossed House Bill No. 248 and that the Senate be asked to recede therefrom.

Mr. Bottiger moved that the House do concur in the Senate amendments to Engrossed House Bill No. 248.

Mr. Charette spoke in favor of the motion, and Mr. Brown spoke against it.

Mr. Rosellini demanded an electric roll call and the demand was sustained.

Representatives Ceccarelli, Kilbury, Savage and O'Brien spoke in favor of the motion, and Representatives Rabel, Smythe, Bledsoe and Blair spoke against it.

Mr. Litchman demanded the previous question and the demand was sustained.

Mr. Wolf demanded a Call of the House and the demand was sustained.

The Speaker resumed the Chair.

#### CALL OF THE HOUSE

The Sergeant at Arms was instructed to lock the doors.

The Clerk called the roll and all members were present except Representatives Copeland and Wojahn.

On motion of Mr. Wolf, the absent members were excused and the House proceeded with business under the Call of the House.

The Speaker stated the question before the House to be the motion by Mr. Bottiger to concur in the Senate amendments to Engrossed House Bill No. 248, and that the previous question had been demanded.

Mr. Litchman withdrew his motion for the previous question.

Representatives Kuehne, Lysen and Bottiger spoke in favor of the motion to concur in the Senate amendments to Engrossed House Bill No. 248, and Representatives Douthwaite, Pardini and Charnley spoke against it.

Mr. Beck demanded the previous question and the demand was sustained.

#### ROLL CALL

The Clerk called the roll on the motion by Mr. Bottiger to concur in the Senate amendments to Engrossed House Bill No. 248, and the motion was lost by the following vote: Yeas, 48; nays, 49; not voting, 2.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Chatalas, Conner, Gallagher, Garrett, Grant, Hatfield, Haussler, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Kuehne, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, Merrill, Moon, O'Brien, Perry, Randall, Rosellini, Savage, Sawyer, Schumaker, Shinpoch, Spanton, Thompson, Van Dyk.

Voting nay: Representatives Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Charnley, Conway, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gilleland, Gladder, Goldsworthy, Hansey, Higgins, Hubbard, Jones, Juelling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, McDermott, Mentor, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Richardson, Ross, Shera, Smith, Smythe, Wanamaker,

Williams, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Copeland, Wojahn.

The Speaker stated that the effect of the failure of the motion was that the House refused to concur in the Senate amendments to Engrossed House Bill No. 248 and asked the Senate to recede therefrom.

STATEMENT FOR THE JOURNAL

I was the prime sponsor of the original House Bill No. 248. At the time of introduction, House Bill No. 248 was an effective and workable bill that would have required reports of all campaign contributions and expenditures, without limitation. The Senate amendments were only a series of loopholes that would have kept secret the contributions of special interest groups and would have made little or no information available to the public until after the election. These Senate amendments were a sham and a delusion, apparently meant to fool the public. For these reasons, I felt compelled to vote against concurrence in the Senate amendments to Engrossed House Bill No. 248.

ARTHUR C. BROWN, 1st District.

MOTION

On motion of Mr. Bledsoe, Engrossed House Bill No. 248 was ordered transmitted immediately to the Senate.

SENATE AMENDMENTS TO HOUSE BILL

February 19, 1972

Mr. Speaker: The Senate has passed ENGROSSED SUBSTITUTE HOUSE BILL NO. 341 with the following amendments:

On page 1, following the enacting clause strike the remainder of the bill and insert the following:

"Section 1. Section 1, chapter 131, Laws of 1967 ex. sess. and RCW 44.64.010 are each amended to read as follows:

When used in this chapter:

(1) ((The term 'contribution' includes a gift, subscription, loan, advance or deposit of money or anything of value and includes a contract, promise or agreement, whether or not legally enforceable, to make a contribution, given with the intent of influencing the passage or defeat of any pending or proposed legislation;

{2})) The term 'expenditure' includes a payment, contribution, subscription, distribution, loan, advance, deposit, or gift of money or anything of value, and includes a contract, promise or agreement, whether or not legally enforceable, to make an expenditure((+)) ;

((+3)) (2) The term 'person' includes an individual, partnership, committee, association, corporation, and any other organization or group of persons. The term does not include a member or member-elect of either house of the state legislature((+)), an elected state officer nor a gubernatorial appointee to a position requiring confirmation by the senate;

((+4)) {3} The term 'legislation' means bills,

resolutions, amendments, motions, nominations, and other matters pending or proposed in either house or any committee of the legislature;

(4) The terms 'lobby' and 'lobbying' each mean attempting to influence, through direct contact with any legislator or legislators, the passage or defeat of any legislation by the legislature;

(5) The term 'lobbyist' means any person, including any public employee, who shall lobby either on his own or another's behalf;

(6) The term 'lobbyist's employer' means the person or persons by whom or on whose behalf the lobbyist is employed, and all persons by whom he is compensated for acting as a lobbyist;

(7) The term 'code reviser' means the person so designated under the provisions of chapter 1.08 RCW;

(8) The terms 'senate board of ethics' and 'house board of ethics' mean the boards designated and defined in RCW 44.60.010;

(9) The term 'prescribed form' means a form prescribed by the joint board of ethics.

Sec. 2. Section 2, chapter 131, Laws of 1967 ex. sess. and RCW 44.64.020 are each amended to read as follows:

(1) ((Any person who shall be engaged for pay or for any consideration for the purpose of attempting to influence the passage or defeat of any legislation by the legislature of the state of Washington or the approval or veto of any legislation by the governor of the state of Washington shall register with the president of the senate and the speaker of the house before doing anything in furtherance of such object and shall give to such officers in writing and under oath a statement)) Before doing any lobbying a lobbyist shall register by filing with the code reviser a lobbyist registration statement executed under oath on a prescribed form, for each of his employers, showing:

(a) Name ((and)), permanent business address, and business address during the legislative session;

(b) Name and address of the ((person or persons by whom he is employed and in whose interest he appears or works and by whom he is compensated)) lobbyist's employer;

(c) The duration of such employment;

(d) If employed as a lobbyist, whether he is paid on a permanent basis with a lobbying assignment as a partial, temporary or incidental part of his duties, or whether his compensated employment is solely for lobbying purposes;

(e) A written authorization from ((each person by whom he is so employed)) the lobbyist's employer confirming such employment;

(f) Name and address of the person, if other than the lobbyist or his employer, who will have custody of the accounts, bills, receipts, books, papers, and documents required to be kept by section 7 of this 1972 amendatory act;

(g) The general area or areas of his legislative interest.

(2) ((In addition, any person as described in subsection (1) above shall similarly file not later than sixty days after the adjournment of each regular and

extraordinary session of the legislature a statement which shall contain the total of all contributions and expenditures made, incurred, or expended for the purposes described in this section exclusive of personal living and travel expenses: PROVIDED, HOWEVER, That when an extraordinary session follows immediately after a regular session such statement shall be filed not later than sixty days after the adjournment of the extraordinary session.

(3) Each statement required by this section shall be made on forms agreed upon by the president of the senate and the speaker of the house, a duplicate copy of which shall be filed with and preserved by the secretary of state for a period of three years as a public record open to public inspection.) On each Friday that the legislature is in session, the code reviser shall publish a list of the names of all lobbyists whose registration is then in effect and the names and addresses of the lobbyists' employers, and shall deliver a copy of this list to the governor, the president of the senate, the speaker of the house, the attorney general, the secretary of state, and the president of the capital correspondents' association.

(3) Whenever a change, modification, or termination to the lobbyist's employment occurs, the lobbyist shall within one week of such change, modification, or termination furnish full information regarding the same by filing with the code reviser an amended registration statement.

(4) The registration of all lobbyists shall terminate with the adjournment of the legislative session for which the lobbyist has registered: PROVIDED, HOWEVER, That the registration of all lobbyists shall continue in effect through the duration of any regular or extraordinary session convened not more than ten days following the adjournment of any regular or extraordinary session of the legislature.

Sec. 3. Section 3, chapter 131, Laws of 1967 ex. sess. and RCW 44.64.030 are each amended to read as follows:

The following activities shall not be deemed to require compliance with ((RCW 44-64-020)) sections 2, or 7(1) of this 1972 amendatory act:

(1) ((The activities or appearance of a person promoting or opposing the passage of any legislation or its approval or veto by the governor, in his own behalf and not as a representative, agent or employee of another person)) Lobbying without compensation or other consideration by a person in his own personal behalf, or as a member of a business, profession, occupation, or other group where no different benefit or detriment will accrue to that person because of his membership than will accrue to any other member of such business, profession, occupation, or group;

(2) Providing professional services in the drafting of legislative measures or in advising ((clients)) and rendering opinions to clients as to the construction and effect of proposed or pending legislation ((, or in communicating with members of the legislature or the governor in connection therewith));

(3) Appearing or testifying ((before a)) at a meeting of any committee of the legislature in support of or in opposition to any legislation;

(4) ((Giving testimony at committee hearings upon the request of the legislature or a committee or a member thereof;

(5) Giving testimony or contracting legislators by government employees as a part of their official duties; or

(6)) News or feature reporting activities by working members of the press, radio, or television; PROVIDED, HOWEVER, That any member of the press, radio, or television who shall lobby shall register and be subject to all provisions of this chapter; or

(5) Communication, orally or in writing, to a legislator in response to an inquiry received from such legislator.

Sec. 4. Section 4, chapter 131, Laws of 1967 ex. sess. and RCW 44.64.040 are each amended to read as follows:

No agreement to ((accomplish any purpose set forth in REW 44.64.020)) lobby shall be enforceable and no action shall be brought thereon where payment of all or any part of the compensation under said agreement depends in any manner upon the passage or defeat or executive approval or veto of any legislation, or upon any other contingency in connection with legislation: PROVIDED, That this section shall not apply to those agreements made between attorney and client in connection with claims against the state of Washington.

Sec. 5. Section 6, chapter 131, Laws of 1967 ex. sess. and RCW 44.64.060 are each amended to read as follows:

The ((attorney general)) senate board of ethics and house board of ethics shall enforce the provisions of this chapter ((and shall prosecute, or may delegate to the appropriate prosecuting attorney the prosecution of all violations of this chapter: PROVIDED, That this section shall not preclude actions for the recovery of damages)). Each board shall have the following powers, duties, and functions:

(1) The boards jointly, shall adopt procedural rules and guidelines for processing complaints and notifications of violations including, but not limited to, rules for the preservation of confidentiality when necessary and in the public interest.

(2) Upon the written complaint of any person who has reason to believe that there is or has been a violation of this 1972 amendatory act, or whenever in the board's judgment the public interest requires, either board may cause the attorney general to investigate the activities of any lobbyist or other person when there is reason to believe he is or has been acting in violation of this 1972 amendatory act.

(3) When the attorney general investigates any lobbyist or other person as directed by either the senate board of ethics or house board of ethics he may require any such person or any other person reasonably believed to have information concerning the activities of such person to appear at a time and place designated by the attorney general in the county in which such person resides or is found, to give such information under oath and to produce all accounts, bills, receipts, books, papers, and documents

related to the expenditures statement required by section 7 of this 1972 amendatory act. When the attorney general requires the attendance of any person to obtain such lobbying information or the production of the lobbyist's accounts, bills, receipts, books, papers, and documents required to be preserved by section 7 of this 1972 amendatory act, he shall issue an order setting forth the time when and the place where attendance is required and shall cause the same to be delivered to or sent by registered mail to the person at least fourteen days before the date fixed for attendance. Such order shall have the same force and effect as a subpoena, shall be effective state-wide, and, upon application of the attorney general, obedience to the order may be enforced by any superior court judge in the county where the person receiving it resides or is found, in the same manner as though the notice were a subpoena. The court, after hearing, for good cause, and upon application of any person aggrieved by the order, shall have the right to alter, amend, revise, suspend, or postpone all or any part of its provisions. In any case where the order is not enforced by the court according to its terms, the reasons for the court's actions shall be clearly stated in the record, and shall be subject to review by the appellate courts by certiorari or other appropriate proceeding.

(4) As soon as practical, the attorney general shall submit his report and recommendations to the joint board of ethics as to whether in his opinion the preponderance of evidence is that a lobbyist has violated or is violating any provisions of this 1972 amendatory act.

(5) The joint board of ethics may revoke or suspend the registration of any lobbyist who, it finds has violated or is violating any provision of this 1972 amendatory act. Before revoking or suspending any registration under this subsection, the joint board shall give the lobbyist reasonable notice of its intention regarding his registration, and shall, if requested by him, conduct a hearing on the issue of the revocation or suspension of his registration.

(6) When the joint board of ethics has reason to believe that a lobbyist has violated or is violating any provision of this 1972 amendatory act, it may direct the attorney general to bring a civil action to revoke such lobbyists' registration and enjoin his lobbying activities. A lobbyist whose registration is revoked shall be enjoined from all lobbying activities for a period of not less than two years: PROVIDED, HOWEVER, That revocation of a lobbyist's registration does not excuse said lobbyist from filing the statements required under section 7 of this 1972 amendatory act.

(7) When the joint board of ethics has reason to believe that a lobbyist, without good cause, has failed to file any statement required by section 7 of this 1972 amendatory act, or has filed any such statement reporting less than the amount required to be reported, it may direct the attorney general to bring an action in the name of the state to require the filing of the required statement or information. If the state prevails in such action and the court finds that the lobbyist wilfully and knowingly violated the provisions of said section 7 then there may be

awarded as a judgment to the state for its general fund an amount not more than treble the amount the lobbyist failed to report in violation of this 1972 amendatory act. In the event the lobbyist reported less than the amount required under the provisions of this 1972 amendatory act, then the amount he "failed to report", for purposes of computing damages, shall be the difference between the amount required to be reported and the actual amount reported. The court may, in addition, award to the state all costs of investigating and trial, including a reasonable attorney's fee to be fixed by the court. The registration of any lobbyist may be revoked under subsection (6) of this section if his violation of section 7 is found to have been intentional. If damages are awarded in such action, the judgment may be awarded against the lobbyist, the lobbyist's employer or employers joined as defendants, jointly, severally, or both.

(8) The senate board of ethics or house board of ethics may by general rule authorize the attorney general to serve written notice upon any person whenever the attorney general has reason to believe that person is or has been violating section 2 of this 1972 amendatory act by carrying on lobbying activities without having registered, which notice shall direct such person to respond within twenty-four hours of receipt of such notice and show cause why he should not register or be enjoined from all lobbying activities. An action to enjoin such person's lobbying activities may be brought by the attorney general at the direction of the joint board of ethics if the person does not register or the attorney general does not receive a satisfactory response as directed.

(9) The senate board of ethics, the house board of ethics, and the joint board of ethics may employ attorneys who are neither the attorney general nor an assistant attorney general to carry out any function of the attorney general prescribed in this section.

NEW SECTION. Sec. 6. There is added to chapter 131, Laws of 1967 ex. sess. and to chapter 44.64 RCW a new section to read as follows:

The powers and duties of the attorney general pursuant to this 1972 amendatory act shall not be construed to limit or restrict the exercise of his power or the performance of his duties under any other provision of law.

NEW SECTION. Sec. 7. There is added to chapter 131, Laws of 1967 ex. sess. and to chapter 44.64 RCW a new section to read as follows:

(1) Each lobbyist registered according to section 2 of this 1972 amendatory act shall file with the code reviser not later than sixty days after the expiration of his lobbyist registration, whether by termination of employment or adjournment of any session of the legislature, a complete and detailed statement upon a prescribed form showing:

The totals of all expenditures made or incurred by or on behalf of such lobbyist during the legislative session, which totals shall be segregated according to financial category, including but not limited to the following: (a) Entertainment, including food and refreshments; (b) advertising; (c) contributions; and (d) other expenses or services: PROVIDED, HOWEVER, That a

lobbyist's personal living and travel expenses and the expenses incidental to establishing and maintaining an office in connection with lobbying activities need not be reported, and no expenditure which is properly reported as a campaign contribution under any other law of this state enacted after January 1, 1972, shall be reported under this 1972 amendatory act: PROVIDED, FURTHER, That all contributions made to, or for the benefit of, any legislator shall be identified by date, amount, and the name of the legislator receiving, or to be benefited by, each such contribution. Each individual expenditure of more than twenty-five dollars for entertainment shall be identified by date, place, amount, and the names of all persons in the group partaking in or of such entertainment including any portion thereof attributable to the lobbyist's participation therein but without allocating any portion of such expenditure to individual participants.

The reporting period of the statement required by this subsection shall be the duration of each legislative session: PROVIDED, HOWEVER, That when a regular or extraordinary session convenes not more than ten days following the adjournment of any regular or extraordinary session, the reporting period of the statement required by this subsection shall be the combined duration of such sessions.

(2) Within ninety days after the termination of all lobbyist registrations by the adjournment of the legislature, the code reviser shall publish a report showing each person who has registered as a lobbyist since the last such report, and shall deliver a copy of such report to the governor, the president of the senate, the speaker of the house, the president of the capitol correspondents' association, the attorney general and the secretary of state. The report shall contain:

- (a) The lobbyist's name and permanent address;
- (b) The name and address of all employers listed by such lobbyist;
- (c) The total of all expenditures by category reported by such lobbyist.

The secretary of state shall file and preserve such report for a period of three years as a public record open to public inspection.

NEW SECTION. Sec. 8. There is added to chapter 131, Laws of 1967 ex. sess. and to chapter 44.64 RCW a new section to read as follows:

Any employee of the governor's office or of any other state funded activity, agency, or department engaged in lobbying activities shall be registered with the code reviser's office.

A list of such people shall be provided each legislator showing the name, age, address, salary, agency represented, education, previous employment, and areas they claim expertise in.

NEW SECTION. Sec. 9. There is added to chapter 131, Laws of 1967 ex. sess. and to chapter 44.64 RCW a new section to read as follows:

Each lobbyist's registration form, following the first publication thereof as required in section 2 (2) of this 1972 amendatory act, and each lobbyist's statement of expenditures, following publication as required in section

7 (2) of this 1972 amendatory act, shall be delivered by the code reviser to the secretary of state who shall file and preserve such documents for a period of three years as a public record open to public inspection.

NEW SECTION. Sec. 10. There is added to chapter 131, Laws of 1967 ex. sess. and to chapter 44.64 RCW a new section to read as follows:

A lobbyist has the following obligations, the violation of which shall constitute cause for revocation of his registration, and may subject the lobbyist, and the lobbyist's employer if such employer aids, abets, ratifies, or confirms any such act of the lobbyist, to other civil liabilities, as provided by this 1972 amendatory act.

A lobbyist shall obtain and preserve all accounts, bills, receipts, books, papers, and documents necessary to substantiate the financial reports required to be made under this 1972 amendatory act for a period of at least two years from the date of the filing of the statement containing such items: PROVIDED, That if the lobbyist is required under the terms of his employment contract to turn any records over to his employer, responsibility for the preservation of such records under this subsection shall rest with such employer.

In addition, a lobbyist shall not:

(1) Engage in any activity as a lobbyist in any session before registering as such;

(2) Knowingly deceive or attempt to deceive any legislator as to any fact pertaining to any pending or proposed legislation;

(3) Cause or influence the introduction of any bill or amendment thereto for the purpose of thereafter being employed to secure its defeat;

(4) Knowingly represent an interest adverse to any of his employers without first obtaining such employer's written consent thereto after full disclosure to such employer of such adverse interest.

(5) Exercise any undue influence, extortion, or unlawful retaliation upon any legislator by reason of such legislator's position with respect to, or his vote upon, any pending or proposed legislation.

Sec. 11. Section 3, chapter 150, Laws of 1967 ex. sess. and RCW 44.60.030 are each amended to read as follows:

The jurisdiction of the respective boards of ethics created by this chapter shall be strictly limited to the consideration of the conduct of the members of its own house ((and)) the conduct of employees of its own house, and the activities of legislative lobbying regulated under chapter 44.64 RCW.

NEW SECTION. Sec. 12. Section 5, chapter 131, Laws of 1967 ex. sess. and RCW 44.64.050 are each repealed.

NEW SECTION. Sec. 13. Any person damaged by reason of any violation of the provisions of this 1972 amendatory act by any person may maintain an action against such person. If damages are awarded in such action a reasonable attorney's fee may also be allowed by the court.

NEW SECTION. Sec. 14. The enactment of this 1972 amendatory act shall not have the effect of terminating, or in any way modifying, any liability, civil or criminal, which shall already be in existence at the date this act

becomes effective. Nothing in this 1972 amendatory act shall be construed to in any way limit the power of the senate and house of representatives, or either of them, to adopt additional or supplementary rules regarding lobbying activities nor limit the right of any person to recover damages from any other person on account of any violation of this 1972 amendatory act.

NEW SECTION. Sec. 15. If any provision of this 1972 amendatory act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 16. The rule of strict construction shall not be applied to the operation of this act, and this act shall be liberally construed to carry out the purposes hereof.

NEW SECTION. Sec. 17. This 1972 amendatory act shall be submitted to the people for their adoption and ratification, or rejection, at the general election to be held in this state on the Tuesday next succeeding the first Monday in November, 1972, in accordance with the provisions of section 1, Article II of the state Constitution, as amended, and laws adopted to facilitate the operation thereof."

On page 1, beginning in line 12 of the title, after "44.64.050" "civil remedies" and insert "for a referendum" and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

#### MOTIONS

Mr. Wolf moved that the House do not concur in the Senate amendments to Engrossed Substitute House Bill No. 341 and that the Senate be asked to recede therefrom.

Mr. Perry moved that the House concur in the Senate amendments to Engrossed Substitute House Bill No. 341.

Mr. Perry spoke in favor of the motion.

Mr. King demanded an electric roll call and the demand was sustained.

Mr. Paris spoke in favor of the motion and Mr. Cunningham spoke against it.

Mr. Perry closed debate, speaking in favor of the motion.

#### ROLL CALL

The Clerk called the roll on the motion by Mr. Perry to concur in the Senate amendments to Engrossed Substitute House Bill No. 341, and the motion was carried by the following vote: Yeas, 78; nays, 19; not voting, 2.

Voting yeas: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner,

Conway, Costanti, Curtis, Eikenberry, Farr, Gallagher, Garrett, Grant, Hansey, Hatfield, Haussler, Hubbard, Hurley, Jastad, Johnson, Juelling, Julin, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Kuehnle, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, O'Brien, Pardini, Paris, Perry, Randall, Rosellini, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wolf, Mr. Speaker.

Voting nay: Representatives Amen, Blair, Bledsoe, Cunningham, Douthwaite, Flanagan, Gilleland, Gladder, Goldsworthy, Hoggins, Jones, Kraabel, North, Polk, Rabel, Richardson, Ross, Smith, Zimmerman.

Not voting: Representatives Copeland, Wojahn.

#### STATEMENT FOR THE JOURNAL

I voted no on the Senate amendment on Engrossed House Bill No. 341 because I think it is a waste of money to place it on the ballot in November, 1972.

NORWOOD CUNNINGHAM, 30th District.

#### MOTIONS

On motion of Mr. Bledsoe, the House dispensed with further business under the Call of the House.

On motion of Mr. Bledsoe, the House recessed until 8:00 p.m.

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#### EVENING SESSION

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The House was called to order at 8:00 p.m. by the Speaker (Mr. Morrison presiding). The Clerk called the roll and all members were present except Representative Wojahn who was excused.

The Speaker resumed the Chair.

#### SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:  
 SUBSTITUTE HOUSE BILL NO. 414,  
 HOUSE CONCURRENT RESOLUTION NO. 27.

#### FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 341 as amended by the Senate.

Mr. Wolf spoke in favor of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 341 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 81; nays, 4; not voting, 14.

Voting yea: Representatives Adams, Amen, Anderson, Bagnariol, Barden, Bauer, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Conner, Conway, Copeland, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hubbard, Jastad, Johnson, Jueling, Kilbury, King, Kirk, Knowles, Kopet, Kuehne, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Polk, Randall, Richardson, Rosellini, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wolf, Mr. Speaker.

Voting nay: Representatives Costanti, Douthwaite, Hoggins, Kraabel.

Not voting: Representatives Backstrom, Beck, Brown, Chatalas, Hurley, Jones, Julin, Kiskaddon, Paris, Perry, Rabel, Ross, Wojahn, Zimmerman.

Engrossed Substitute House Bill No. 341 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.

MESSAGES FROM THE SENATE

February 20, 1972

Mr. Speaker: The President has signed:  
HOUSE BILL NO. 9,  
HOUSE BILL NO. 139,

and the same are herewith transmitted.

Sidney R. Snyder, Secretary.

February 20, 1972

Mr. Speaker: The Senate adheres to its position on ENGROSSED HOUSE BILL NO. 248 and the Senate amendments thereto, and once again asks the House to concur therewith, and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

Mr. Bledsoe moved that the House insist on its position on Engrossed House Bill No. 248 and ask the Senate for a conference thereon.

Mr. Bledsoe spoke in favor of the motion.

MOTION

Mr. Bottiger moved that the House recede from its position and concur in the Senate amendments to Engrossed House Bill No. 248.

The Speaker stated the motion to concur in Senate amendments takes precedence over the motion to insist on the House position.

Mr. Ceccarelli demanded a Call of the House and the demand was sustained.

#### CALL OF THE HOUSE

The Sergeant at Arms was instructed to lock the doors.

The Clerk called the roll and all members were present except Representative Wojahn.

On motion of Mr. Wolf, the absent member was excused and the House proceeded with business under the Call of the House.

The Speaker stated the question before the House to be the motion that the House recede from its position and concur in the Senate amendments to Engrossed House Bill No. 248.

Representatives Bottiger and O'Brien spoke in favor of the motion, and Mr. Bledsoe spoke against it.

Mr. Brown spoke against the motion.

#### POINT OF INQUIRY

Mr. Brown yielded to question by Mr. Perry.

Mr. Perry: "Spell out the differences."

Mr. Brown: "Mr. Perry, without trying to spell out what the final answer is, the elements that I feel need to be looked at are: (1) The floor for reporting; (2) the absence of precampaign reports in the Senate amendment; (3) the commission, or at least a single body that would administer this statewide; and (4) another look at the penalties, which are so low in this one as to be almost nondeterrent (and maybe the too-high ones we had in the original bill). But there is room for compromise on all four of those points, and I would submit it would be worth the effort."

Mr. Perry: "Thank you, Mr. Brown. I would like to pursue this a little further, because I think we all sincerely are trying to get this done. You didn't state the referendum was of any difficulty. In other words, if we could come to an agreement, you wouldn't want to strike the referendum clause?"

Mr. Brown: "Mr. Perry, I think the referendum clause, in and of itself, is not completely unacceptable. The only reason we wanted the implementation section that was in the bill originally was to permit the activation of the commission prior to the effective date of the rest of the act, so that they would have an opportunity to draw up

rules and regulations, forms, etc. If it is felt that this can be done subsequent to the November elections, I think this also could be worked out."

Representatives Perry and Ceccarelli spoke in favor of the motion by Mr. Bottiger, and Representatives Rabel and Wolf spoke against it.

Representative Grant discussed a possible compromise.

POINT OF INQUIRY

Mr. Grant yielded to question by Mr. Pardini.

Mr. Pardini: "Mr. Grant, you requested a report by midnight tonight, or earlier. Would you define a 'report'? Do you want us to pledge in blood at this point that there will be some written agreement upon which we can act as we enter negotiations?"

Mr. Grant: "Mr. Bledsoe would never give me a blank check--I don't think I will give you one on the other side of the aisle, either. No, I don't want anything signed in blood. I would like to see a special order of business to consider this measure later on this evening. You could have an informal conference."

Mr. Pardini spoke against the motion by Mr. Bottiger.

MOTION

Mr. Bottiger moved that the House defer further consideration of Engrossed House Bill No. 248 and the Senate amendments thereto, and the bill be made a special order of business for 11:30 tonight.

Mr. Bottiger spoke in favor of the motion and Mr. Wolf spoke against it.

MOTION

Mr. Beck moved that Mr. Bottiger's motion be amended and Engrossed House Bill No. 248 be made a special order of business at 11:30 tomorrow morning.

Representative Beck spoke in favor of the motion, and Representatives Perry and Sawyer spoke against it.

With the consent of the House, Mr. Beck withdrew his amendment to the motion by Mr. Bottiger.

With the consent of the House, Mr. Bottiger withdrew his motion.

The Speaker stated the question before the House to be the motion by Mr. Bottiger that the House concur in the Senate amendments to Engrossed House Bill No. 248.

## POINT OF ORDER

Mr. O'Brien: "How can you concur again? You already had that motion before us when the message came back from the Senate originally. You have to treat it in some other manner."

## RULING BY THE SPEAKER

The Speaker: "There has been intervening business. The message from the Senate states: 'The Senate adheres to its position on Engrossed House Bill No. 248 and the Senate amendments thereto, and once again asks the House to concur therewith.' Then there was a motion made to insist upon our position and ask for a conference. Then Mr. Bottiger made a motion to concur, which was the request of the Senate message. Under Reed's Rule No. 247, a motion to concur takes precedence over a motion to insist."

## PARLIAMENTARY INQUIRY

Mr. Wolf: "Mr. Speaker, as I understand it, in good faith we would vote no on Mr. Bottiger's motion to concur. Is that correct?"

The Speaker: "If the motion to concur fails, the motion to insist, made by Mr. Bledsoe, would still be in order."

With the consent of the House, Mr. Bottiger withdrew his motion that the House recede from its position and concur in the Senate amendments to Engrossed House Bill No. 248.

The Speaker stated the question before the House to be the motion by Mr. Bledsoe that the House insist on its position on Engrossed House Bill No. 248 and ask the Senate for a conference thereon.

The motion was carried.

## MOTION

On motion of Mr. Gallagher, the House dispensed with further business under the Call of the House.

## APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed Representatives Brown, Eikenberry and Perry as members of the Conference Committee on Engrossed House Bill No. 248.

## SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:  
SUBSTITUTE HOUSE BILL NO 341.

SECOND READING

ENGROSSED SENATE BILL NO. 293, by Senators Ridder and Stortini:

Providing for cost-sharing of property assessment costs and creating an assessor's budget board.

The bill was read the second time.

The Clerk read the following amendment by Representatives Flanagan, Julin and Haussler:

On page 1, section 1, line 13 of the engrossed bill, being line 17 of the Senate amendment, after "84.52.050." strike the remainder of the bill and insert: "Such sharing shall be for those costs incurred during 1972 and 1973 only. For the years 1972 and 1973 during which, such state financial aid is received, the county treasurer shall compute the proportionate amount of the county-assumed portion of the costs of revaluation in direct proportion to the ratio of basic property tax as authorized by RCW 84.52.050 levied on behalf of each local taxing district each year, and he shall, on December 31 of those years, bill each local taxing district the amount so computed. The treasurer shall collect said bill by deducting said amount from the next year's tax receipts and place the deducted sums in a special fund to be used solely for the expenses and costs of the administration of the revaluation program: PROVIDED, That the sum deducted from the basic millage for common schools shall be excluded and not considered as revenue in the computation of the school equalization formula pursuant to RCW 28A.41.130. A copy of the assessor's portion of the preliminary county budget shall be sent to each local taxing district affected by the provisions of this section at the time such budget is prepared.

This section shall expire on December 31, 1974."

POINT OF ORDER

Mr. Litchman: "Mr. Speaker, I have before me the Senate Committee amendment to Senate Bill No. 293 by the Committee on Ways and Means as amended by Senator Whetzel, which was adopted by the Senate. It seems to me, in looking at the amendment to Engrossed Senate Bill No. 293 proposed by Representatives Flanagan, Julin and Haussler, that we are talking about the identical amendment. I wonder if the Speaker might rule on that. The language seems to be identical between the proposed amendment and that which was already passed by the Senate."

The Speaker declared the House to be at ease.  
The Speaker called the House to order.

The Speaker: "Confusion arose because the amendment picked up the bill on line 13, being line 17 of the Senate amendment, and struck the remainder of the bill and inserted new language. Confusion arose by the fact that the amendment is to the engrossed bill."

Mr. Julin moved adoption of the amendment by Representatives Flanagan, Julin and Haussler and spoke in favor of its adoption.

The amendment was adopted.

On motion of Mr. Julin, the following amendment by Representatives Flanagan, Julin and Haussler to the title was adopted:

On page 1, line 2 of the title of the engrossed bill after "RCW" and before the period on line 3 strike "and declaring an emergency"

With the consent of the House, Mr. Pardini withdrew the following amendment by Representatives Pardini and Bottiger: (Representatives Pardini and Bottiger spoke in favor of the amendment, but said they were withdrawing it because they understood it would jeopardize passage of Engrossed Senate Bill No. 293.)

On page 2, line 7, following section 2, add new sections to read as follows:

"NEW SECTION. Sec. 3. On January 1, 1973 and on January 1st of each year thereafter, all real and personal property owned or used by foreign national governments, churches, cemeteries, nongovernmental nonprofit corporations, organizations, or associations, private schools or colleges, or soil and water conservation districts which have been exempted from property taxation during the previous year by the provisions of chapter 84.36 RCW shall be presumed to be taxable. In order to qualify or requalify for exempt status under the provisions of chapter 84.36 RCW, an application must be filed with the county assessor of the county in which the property is located, on forms prescribed by the department of revenue, no later than February 15th of the year for which the exemption is requested.

NEW SECTION. Sec. 4. Before December 31st of each year, the assessor shall mail application forms to owners of record of property exempted from property taxation at their last known address. The failure to file an application by February 15th shall constitute a forfeiture of any right to an exemption on such property for that assessment year; unless the assessor shall determine that good cause existed for the failure to make timely filing. The determination of the assessor on the issue of failure to timely file shall be reviewable as provided in section 9 of this 1972 act.

Each county assessor and the director of the department of revenue shall each issue public notice of the provisions of this 1972 amendatory act in such a manner as will give constructive notice to all taxpayers of that county or of the state, as the case may be, prior to the first year in which an application for exemption is required by this 1972 amendatory act. However, this section shall not be construed to relieve a taxpayer of his responsibility to timely file an application for tax exemption.

NEW SECTION. Sec. 5. An application fee of twenty-five dollars for each initial application for exemption shall be paid to the treasurer of the county in

which the property is located. Applications made for assessment year 1973 will be considered initial applications whether or not an exemption has previously been approved. A fee of five dollars shall be paid with each subsequent annual renewal application. The county treasurer shall certify that such fees have been paid before the assessor may process any application for exemption.

NEW SECTION. Sec. 6. All application forms shall be signed by an authorized agent of the applicant and any person who shall knowingly make any false statement in an application shall be guilty of perjury. The assessor may request such additional information as he deems necessary. The assessor shall make a physical inspection of the property and satisfy himself as to the use of all parcels prior to approving or denying the initial application. When he has examined the application and the subject property, he shall either approve or deny the request and clearly state the reasons in written notification to the applicant.

NEW SECTION. Sec. 7. All property for which an application for tax exemption is made, shall be presumed to be subject to taxation until the right to exemption has been clearly established and the burden of proof therefor shall rest with the applicant.

NEW SECTION. Sec. 8. The assessor shall review each application for exemption and make a determination thereon prior to May 31st of the assessment year for which such application is made.

If subsequent to the time that the exemption of any property is initially approved or annually renewed, it shall be determined that such exemption was approved or renewed as the result of inaccurate information provided by the authorized agent of the applicant, the exemption shall be revoked and taxes shall be levied against such property for the year or years affected not to exceed the three previous years.

NEW SECTION. Sec. 9. Any applicant aggrieved by an assessor's denial of an exemption application may petition the county board of equalization to review an application for either real or personal property tax exemption and the board shall consider any appeals from the decision of the assessor thereon to determine (1) if the property is entitled to an exemption, and (2) if so, the amount thereof.

Appeals from the decisions of the county board of equalization may be made under RCW 84.08.130 and the rules of practice and procedure of the state of Washington board of tax appeals.

NEW SECTION. Sec. 10. Property which changes from exempt to taxable status through a change in use or ownership or by legislative action shall be subject to a pro rata portion of the taxes allocable to the remaining portion of the year after the date of the change to taxable status. The assessor shall list the property and assess it with reference to its value on the date of the change to taxable status unless such property has been previously listed and assessed. The assessor shall extend the taxes on the tax roll using the rate of percent applicable as if the property had been assessed in the previous year. All

taxes made payable pursuant to the provisions of this paragraph shall be due and payable to the county treasurer on or before the thirtieth day of April in the event the date of the change to taxable status occurs prior to that date unless the time of payment is extended under the provisions of RCW 84.56.020. Such taxes shall be due and payable on or before the thirty-first day of October in the event the date of execution of the instrument of transfer is subsequent to the thirtieth day of April but prior to the thirty-first day of October. In all other cases such taxes shall be due and payable within thirty days after the date of the change to taxable status. In no case, however, shall the taxes be due and payable less than thirty days from the date of execution of the instrument of transfer. All taxes due and payable after the dates herein shall become delinquent, and interest at the rate of ten percent per annum shall be charged upon such unpaid taxes from the date of delinquency until paid. The tax made due and payable pursuant to the provisions of this paragraph shall be a lien on such property from the date of the change to taxable status.

If after January 1st of any year, due to a change of use or ownership, or through enactment of legislation granting additional exemptions, any property becomes eligible for exempt status, the lien for taxes applicable to such property shall be for only the pro rata portion of taxes allocable to that portion of the year prior to the date of such change of use or ownership or the effective date of legislation granting additional exemptions to cover such property. No taxes levied or tax lien on such property allocable to a period subsequent to the date of a change in use or ownership or to the effective date of legislation granting additional exemptions to cover such property shall be valid and any such taxes levied shall be canceled as provided in RCW 84.56.400. In the event the owner has paid taxes allocable to that portion of the year subsequent to the date upon which such property is exempt he shall be entitled to a pro rata refund of the amount paid on the property.

When such change occurs, application for exemption must be made within thirty days of that date. If it is subsequently determined that such property meets the requirement for exemption, taxes may be levied only up to the date of such change. If the application is not filed within thirty days of the change in use or ownership or from the effective date of legislation granting additional exemptions, then such property shall be taxed up to the date that an application is received by the assessor.

NEW SECTION. Sec. 11. The assessor shall file a report with the department of revenue by July 1st of each year which shall contain the following information on exemptions which have been approved:

- (1) Name and address of owner organization;
- (2) Amount and use of property exempted;
- (3) Statute under which exemption was approved.

NEW SECTION. Sec. 12. All information held by public agencies relating to the approval of applications for property tax exemptions and the excise tax returns of such applicants shall be subject to public inspection during the regular office hours of that public agency.

NEW SECTION. Sec. 13. The department of revenue shall provide assistance to assessors and county prosecutors by developing guidelines to be distributed in the form of bulletins, the adoption of regulations, and the providing of information in response to specific questions submitted by assessors and/or prosecutors.

The department of revenue shall visit assessors' offices periodically to check for compliance with statutes, regulations and departmental bulletins.

The department of revenue shall be empowered to appeal to the state board of tax appeals those approved applications for exemption which they feel are not warranted. The department shall clearly state in writing reasons for the appeal.

NEW SECTION. Sec. 14. The department of revenue, working in cooperation with the Washington state assessors' association shall promulgate rules and regulations relating to what may be included in a single application form, pursuant to the provisions of chapter 34.04 RCW.

NEW SECTION. Sec. 15. Sections 3 through 14 of this 1972 amendatory act are hereby added to chapter 84.36 RCW.

Sec. 16. Section 82.32.330, chapter 15, Laws of 1961 as last amended by section 1, chapter 104, Laws of 1969 ex. sess. and RCW 82.32.330 are each amended to read as follows:

Except as hereinafter provided it shall be unlawful for the department of revenue or any member, deputy, clerk, agent, employee, or representative thereof or any other person to make known or reveal any facts or information contained in any return filed by any taxpayer or disclosed in any investigation or examination of the taxpayer's books and records made in connection with the administration hereof. The foregoing, however, shall not be construed to prohibit the department of revenue or a member or employee thereof from: (1) Giving such facts or information in evidence in any court action involving tax imposed hereunder or involving a violation of the provisions hereof or involving another state department and the taxpayer; (2) giving such facts and information to the taxpayer or his duly authorized agent; (3) publishing statistics so classified as to prevent the identification of particular returns or reports or items thereof; (4) giving such facts or information, for official purposes only, to the governor or attorney general, or to any state department or any committee or subcommittee of the legislature dealing with matters of taxation, revenue, trade, commerce, the control of industry or the professions; (5) permitting its records to be audited and examined by the proper state officer, his agents and employees; (6) giving any such facts or information to the proper officer of the internal revenue service of the United States or to the proper officer of the tax department of any state or city or town or county, for official purposes, but only if the statutes of the United States or of such other state or city or town or county, as the case may be, grants substantially similar privileges to the proper officers of this state; ((e\*)) (7) giving any such facts or information to the Department of Justice or the army or navy departments of the United States, or any authorized representative thereof, for

official purposes; or (8) giving any facts or information to any person concerning the excise tax returns and general file of any nonprofit corporation that receives any exemption from the property tax pursuant to chapter 84.36 RCW or partial exemption from any excise tax pursuant to chapter 82.04 RCW (business and occupations tax), chapter 82.08 RCW (sales tax), or chapter 81.12 RCW (use tax): PROVIDED, That the department shall make available for inspection the information excepted from the secrecy mandate by this subsection to any person requesting it during the regular office hours.

Any person acquiring knowledge of such facts or information in the course of his employment with the department of revenue and any person acquiring knowledge of such facts and information as provided under (4), (5), (6) and (7) above, who reveals or makes known any such facts or information to another not entitled to knowledge of such facts or information under the provisions of this section, shall be punished by a fine of not exceeding one thousand dollars and, if the offender or person guilty of such violation is an officer or employee of the state, he shall forfeit such office or employment and shall be incapable of holding any public office or employment in this state for a period of two years thereafter.

NEW SECTION. Sec. 17. The department of revenue shall review the costs associated with the processing of exemption applications and report back thereon to the 1975 session of the legislature."

On motion of Mr. Wolf, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 293 as amended by the House was placed on final passage.

Mr. Haussler spoke in favor of the bill.

#### POINT OF INQUIRY

Mr. Julin yielded to question by Mr. Randall.

Mr. Randall: "On reading this more carefully, a concern crossed me--a concern about something I read this morning and am more convinced of now. The proviso says that the sum deducted from basic millage for common schools should be excluded and not considered as revenue for the computation of the formula. This means at a local level that the schools don't lose any money--that the state will come in and fund that portion of the costs that are due to this particular deduction for assessments. In that instance, we are going to reduce the net general fund to education by that amount. Am I correct?"

Mr. Julin: "No."

Mr. Randall: "Then I would like to have the answer as to where the money is going to come from. I think Mr. Julin is wrong. As a matter of fact, what is going to happen is that if a school's obligation is \$2,000-- that \$2,000 then does not become a deduction from the state formula, and the state will pay that \$2,000 for the

district less the 15 percent. I'm not getting into the technicalities--the 85-15 percent. The state will pick that up, and where is it going to come from? It is going to come right out of the education fund. I think we are at this point deducting from the education total to fund this amount. For this reason, I think we should move it back and amend that portion out."

Mr. Julin: "Mr. Speaker, members of the House: I think I misunderstood Representative Randall's question. Fundamentally what is going to happen is that 85 percent of the portion of the charge-back to the school districts under this measure would in final form be borne by the state. But the 15 percent would then be borne by the local school district. However, a careful reading would indicate that this only applies to the basic millage and not to the special levy portion of the school millage."

Mr. Wolf spoke in favor of the bill.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 293 as amended by the House and the bill passed the House by the following vote: Yeas, 89; nays, 8; not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charney, Chatalas, Conner, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Hurley, Jastad, Johnson, Juelling, Kilbury, King, Kirk, Knowles, Kopet, Kraabel, Litchman, Luders, Lysen, Marsh, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Perry, Rabel, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shinpoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting Nay: Representatives Conway, Gilleland, Jones, Julin, Kuehnle, Martinis, Polk, Randall.

Not voting: Representatives Bozarth, Kiskaddon.

Engrossed Senate Bill No. 293 as amended by the House, 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 Mr. Haussler, Engrossed Senate Bill No. 293 as amended by the House was ordered transmitted immediately to the Senate.

The Speaker declared the House to be at ease.  
The Speaker called the House to order.

## SENATE AMENDMENTS TO HOUSE BILL

February 17, 1972

Mr. Speaker: The Senate has passed ENGROSSED SUBSTITUTE HOUSE BILL NO. 112 with the following amendments:

On page 2, following line 7 add a new section to read as follows:

"NEW SECTION. Sec. . FOR THE UNIFORM LAW COMMISSION  
General Fund Appropriation.....\$ 1,700"

On page 2, following line 29 add a new section to read as follows:

"NEW SECTION. Sec. . FOR THE PUBLIC PENSION COMMISSION  
General Fund Appropriation.....\$ 20,000"

On page 2, line 33, strike "\$9,355" and insert "\$26,759"

On page 3, line 1, strike "\$197,958" and insert "\$342,264"

On page 3, following line 15 and before "PUBLIC ASSISTANCE" on line 16 insert the following:

"PUBLIC ASSISTANCE  
General Fund Appropriation: To provide sufficient funds to ease the impact of current limitations on length of hospital stay by allowing exceptions: PROVIDED, That of this appropriation not more than \$250,000 shall be from state funds...\$ 500,000"

On page 3, after line 23 and before "PUBLIC ASSISTANCE" on line 24, insert the following:

"PUBLIC ASSISTANCE  
General Fund Appropriation: To provide sufficient funds to restore the scope of service which has been limited to acute and emergent care only for those persons who qualify for Federally Aided Medical Care to the level received by grant recipients effective July 1, 1972: AND PROVIDED FURTHER, That of this appropriation \$1,331,250 shall be in state funds utilized exclusively for this purpose.....\$2,662,500"

On page 3, line 30, after the word "Appropriation" strike the remainder of the line including "\$286,975" and insert the following:

": PROVIDED, That \$208,938, or so much thereof as necessary, be allocated to the Division of Health from state sources for continued support of local kidney centers for the remainder of the 1971-73 biennium.....\$ 495,913"

On page 4, line 23 following "Glen School:" strike all the material down to and including "area" on line 2, page 5 and insert the following:

"PROVIDED, That \$50,000 or so much thereof as may be necessary shall be provided to the State Parks and Recreation Commission to do a comprehensive study of the recreational facility needs related to the North Cascades State Highway and the effect of such facilities on the local economy: AND PROVIDED FURTHER, That \$50,000 shall, or so much thereof as may be necessary, be available to the Department of Social and Health Services to conduct a study to determine the feasibility of utilizing Northern State Hospital as a regional Social and Health Center"

On page 5, line 16, after "biennium:" strike all the material down to and including "operations:" on page 6, line 3

On page 6, line 21, strike "\$7,791,165" and insert "\$6,866,165"

On page 7, following line 14 and before "Urban" on line 15 insert the following:

"General Fund Appropriation: For construction costs of two black-top play areas, approximately fifty feet by one hundred feet with roof covering to be attached to adjacent buildings on the grounds of the Washington state school for the deaf in Vancouver, Washington.....\$ 100,000"

On page 7, line 26, after "Disadvantaged program" strike the remainder of the line and insert the following:

": PROVIDED FURTHER, That \$200,000 shall be used by the Superintendent of Public Instruction for individual grants to needy and disadvantaged elementary and secondary pupils attending public and private schools approved by the state board of education who demonstrate a financial inability to meet the total cost of supplies, books, tuition, incidental and other fees for any school term or who, because of adverse cultural, educational, environmental or other circumstances, are deemed as being highly improbable of continuing in the schools in which such pupils are enrolled and that such financial assistance, after other scholarships, grants, and assistance are deducted, shall not exceed three hundred dollars per secondary pupil (grades 9-12) and one hundred dollars per elementary pupil (grades 1-8).....\$2,381,215"

On page 7, line 29, after "Appropriation" strike the remainder of the line and insert:

": PROVIDED, That \$21,500 shall be used exclusively for the State Comprehensive Health Planning Advisory Council:

PROVIDED FURTHER, That neither federal nor state moneys shall be expended for the attorney general's intelligence unit.....\$ 192,218"

On page 7, after line 29 and before line 30, insert the following:

"NEW SECTION. Sec. . FOR THE STATE AUDITOR  
General Fund Appropriation.....\$ 96,051  
Motor Vehicle Fund Appropriation.....\$ 47,697"

On page 8, section 10, between lines 1 and 2 insert:

"Plumbing Certificate Fund Appropriation for administration of Chapter..., Laws of 1972, 1st ex. sess. (SSB 261).....\$ 7,000"

On page 8, after line 4 and before line 5 insert the following new section:

"NEW SECTION. Sec. . FOR THE CANAL COMMISSION  
General Fund Appropriation.....\$ 20,000"

On page 8, beginning with ": PROVIDED" on line 7 strike all the material down to and including "activities" on line 13

On page 8, line 13, strike "392,275" and insert "\$192,275"

On page 8, line 18 strike the word "collected" and insert "collectable"

On page 8, after line 31 insert a new section to read as follows:

"NEW SECTION. Sec. . FOR THE DEPARTMENT OF FISHERIES

General Fund Appropriation to be used exclusively for purposes of fish feeding and increasing hatchery production.....\$ 350,000"

On page 9, line 21, after "contractors" strike the remainder of the line and insert  
": PROVIDED, That \$20,000 shall be allocated to the Securities Division.....\$ 126,435"

On page 9, after line 24 and before line 25 insert:

"Highway Safety Fund: For operation of five mobile drivers' license examining stations.....\$ 91,737"

On page 10, line 10, delete "\$19,552,220" and insert "\$20,920,688"

On page 10, line 14 beginning with "the" strike all the material down to and including "\$15,528,783" on page 11, line 17 and insert the

following:

"it is the intent of the legislature that this appropriation is to be made available to the Superintendent of Public Instruction to be allocated for the school year 1972-73 for the purpose of providing a 3 percent salary increase to all certificated personnel including intermediate school districts and a \$21 monthly increase to all classified personnel including intermediate school districts such increases to be over and above each district's certificated and classified contracted salary level for 1971-72: PROVIDED, That subject to the availability of funds in this appropriation after salary allocations are made, the Superintendent of Public Instruction shall allocate any excess additional funds from this appropriation to school districts to pay related OASI and employee benefit costs: PROVIDED FURTHER, That the effective date of this increase shall be September 1, 1972: PROVIDED FURTHER, That no portion of this appropriation shall be distributed through the operations of the school equalization formula.....\$14,968,449"

after On page 11, line 20, strike all the material "Appropriation" and insert:  
": PROVIDED, That \$30,000 of this appropriation shall be used exclusively for the Minority Affairs Program.....\$ 211,714"

after On page 11, line 29, strike all the material "year" and insert the following:  
": PROVIDED, That not more than \$3,500 shall be expended for a survey and study on the impact of commercial fishing on Discovery Bay, to be conducted by the Fisheries Research Institute, in cooperation with the Interim Committee on Fisheries, Game and Game Fish.....\$ 226,288"

On page 12, section 25, beginning on line 29, strike everything down to and including \$1,241,368" on line 33.

strike On page 13, line 3, after "Appropriation" all the material and insert:  
": PROVIDED, That \$125,000 of this appropriation shall be used exclusively for the purpose of providing architectural working drawings for a proposed music and drama building.....\$ 368,407"

On page 13, following line 18 and before line 19 insert the following:

"General Fund--Western Washington State College Capital Projects Account Appropriation: For the exclusive

purpose of remodeling Old Main.....\$ 245,000"

On page 13, line 19 add a new section to read as follows:

"NEW SECTION. Sec. . FOR THE EASTERN WASHINGTON STATE COLLEGE  
General Fund Appropriation: For constructing and equipping Turnbull Environmental Teaching-Research Facility.....\$ 217,500"

On page 13, line 21, beginning with the word "For" strike all the material down to and including \$529,571" on page 17, line 19 and insert the following:

"For a \$21 monthly per classified employee cost of living increase effective September 1, 1972, to be allocated to state agencies.

General Fund Appropriation.....\$3,391,059  
General Fund--Special Funds Benefit Account Appropriation: PROVIDED, That allocation for salary and health insurance increases for special funded agencies shall be made from this special funds benefit account hereby created within the general fund: PROVIDED FURTHER, That amounts to be disbursed from the allocations made by the governor from the special funds benefit account to special funded agencies shall from time to time be reimbursed by transfer thereto by the state treasurer from fund balances available, on or before the day prior to the scheduled disbursement.....\$3,419,703

For a \$21 monthly per classified employee cost of living increase effective September 1, 1972, to be allotted to institutions of higher education, including community colleges.

General Fund Appropriation.....\$2,432,199  
For a 3 percent cost of living increase effective September 1, 1972, to be allotted to institutions of higher education, including community colleges, for faculty and administrators.

General Fund Appropriation.....\$3,771,388"

On page 17, after line 22 and before line 23, insert the following new sections:

"NEW SECTION. Sec. . FOR THE INTERIM COMMITTEE ON FISHERIES, GAME AND GAME FISH  
General Fund Appropriation.....\$ 30,000

NEW SECTION. Sec. . FOR THE MUNICIPAL COMMITTEE  
General Fund Appropriation.....\$ 18,593

NEW SECTION. Sec. . FOR THE INTERIM COMMITTEE ON BANKING, INSURANCE AND UTILITY REGULATION

General Fund Appropriation.....\$ 35,146  
NEW SECTION. Sec. . FOR THE JOINT

COMMITTEE ON GOVERNMENTAL COOPERATION  
General Fund Appropriation.....\$ 20,000"

On page 17, beginning with "Motor" on line 25 strike all the material down to and including "\$100,000" on line 31

On page 18, line 32 after "pamphlet" and before "... " insert "as provided by law"

On page 21, line 4, after "indications" and before "that" insert "as certified by the Office of Program Planning and Fiscal Budget Management with notification to the Legislative Budget Committee"

On page 21, beginning with "NEW" on line 20, strike all the material down to and including the period on line 27

On page 21, beginning with the colon on line 33 strike all the material down to and including "unemployed" on page 22, on line 29

On page 23, following line 30 and before line 31, insert a new section to read as follows:

"NEW SECTION. Sec. . FOR THE LEGISLATIVE BUDGET COMMITTEE

General Fund Appropriation: PROVIDED, That the Legislative Budget Committee, with liaison with the Public Pension Commission, shall conduct a study of the procedures and programs by which the Teachers' Retirement System and the Public Employees' Retirement System may be merged while protecting the vested rights of the members of each system: PROVIDED FURTHER, That the Legislative Budget Committee shall conduct a study, with liaison with the Public Pension Commission, of the alternative ways of funding state retirement systems: PROVIDED FURTHER, That the findings and recommendations of each study be distributed to members of the Legislature prior to the 1973 regular session of the Legislature.....\$50,000"

On page 23, beginning with line 31, strike everything down to and including "\$12,000,000" on page 26, line 27, and insert the following new section:

"NEW SECTION. Sec. . FOR THE GOVERNOR-SPECIAL APPROPRIATIONS

General Fund Appropriation: PROVIDED, That these funds shall be employed exclusively for the purpose of establishing an Economic Recovery Program which places the highest priority upon reducing the unemployment rate as it existed on January 10, 1972: PROVIDED FURTHER,

That should chapter ..., Laws of 1972 1st ex. sess. (House Bill No. 44) not be enacted into law, \$8,000,000 of this appropriation shall not be available for allocation in accordance with this section: PROVIDED FURTHER, That up to \$12,000,000 of this amount shall only be available from General Fund Surplus Revenue in excess of \$1,892,312,000, or \$1,884,306,000 in the event that chapter ..., Laws of 1972 1st ex. sess. (House Bill No. 44) is not enacted, and credited to the Federal Fund from all sources, excluding Federal funds for the 1971-73 biennium as projected to be available on August 1, 1972 or earlier by the Department of Revenue, State Treasurer, and the Office of Program Planning and Fiscal Management.....\$20,000,000"

On page 27, after line 2 and before line 3 insert a new section to read as follows:

"NEW SECTION. Sec. . FOR THE STATE LIBRARY General Fund Appropriation: For the purchase of art materials for persons in Adult Correctional Institutions.....\$2,000"

On page 27, beginning with "NEW" on line 7, strike all the material down to and including the period on line 15.

On page 28, line 13 beginning with "This" strike all the material down to and including "funds." on line 17 and insert the following:

"The Washington State Patrol is authorized to spend \$2,680,998 from the state General Fund and thereby replace with state funds \$750,000 of budgeted federal funds which had been anticipated for the Crime Information Center Program."

On page 28, line 26, add the following:

"NEW SECTION. Sec. 53. FOR THE STATE LEGISLATURE. General Fund Appropriation: Senate Expenses and Subsistence of members.....\$ 149,600 House of Representatives Expenses and Subsistence of members.....\$ 211,875"

ReNUMBER sections consecutively and change internal references accordingly.

Mr. Grant demanded a Call of the House and the demand was sustained.

#### CALL OF THE HOUSE

The Sergeant at Arms was instructed to lock the doors.

The Clerk called the roll and all members were present except Representatives Conner and Gallagher.

On motion of Mr. Bledsoe, the absent members were excused, and the House proceeded with business under the Call of the House.

MOTION

On motion of Mr. Bledsoe, Mr. Copeland was excused from further proceedings under the Call of the House.

MOTION

Mr. Bledsoe moved that the House do concur in the following Senate amendments to Engrossed Substitute House Bill No. 112: Page 2, line 7; page 2, line 29; page 2, line 33; page 3, line 15; page 3, line 23; page 4, line 23; page 5, line 16 to page 6, line 3; page 8, line 18; page 8, after line 31; page 9, line 21; page 9, between lines 24 and 25; page 12, lines 29 through line 33; page 13, line 3; page 13, between line 18 and 19; page 17, line 25; page 18, line 32; page 21, line 4; page 21, section 40; page 21, beginning with line 33 to line 29, page 22; page 23, between lines 30 and 31; page 23, beginning with line 31, to page 26, line 27; page 27, between lines 2 and 3; page 27, line 7 to line 15; page 28, line 13 to line 17; page 28, line 26.

The Speaker: "The motion is to concur in the Senate amendments as indicated."

MOTION

Mr. O'Brien moved to amend the motion by Mr. Bledsoe to include the amendment to page 7, line 26.

With the consent of the House, Mr. O'Brien withdrew his amendment to the motion.

Representatives Kopet and Marsh spoke in favor of the motion by Mr. Bledsoe to concur in Senate amendments to Engrossed Substitute House Bill No. 112, and the motion was carried.

Mr. Gallagher appeared at the bar of the House.

MOTION

Mr. Bledsoe moved that the House do not concur in the following amendments to Engrossed Substitute House Bill No. 112 and that the Senate be asked to recede therefrom: Page 3, line 1; page 6, line 21; page 7, between lines 14 and 15; page 7, line 29; page 7, between lines 29 and 30; page 8, section 10, between lines 1 and 2, page 8, between lines 4 and 5; page 8, lines 7 through 13; page 8, line 13; page 11, line 20; page 11, line 29; page 13, line 19; page 13, line 21 to page 17, line 19; page 17, after line 22; page 17, after line 22; page 17, after line 22; and page 17, after line 22.

Mr. Goldsworthy spoke in favor of the motion by Mr. Bledsoe to not concur in the Senate amendments and ask the Senate to recede therefrom.

## MOTION

Mr. Marsh moved that the House do concur in the Senate amendments to Engrossed Substitute House Bill No. 112 as indicated in Representative Bledsoe's motion.

Mr. Rosellini demanded an electric roll call, and the demand was sustained.

## ROLL CALL

The Clerk called the roll on the motion by Mr. Marsh to concur in the Senate amendments to Engrossed Substitute House Bill No. 112 as indicated in Mr. Bledsoe's motion, and the motion was lost by the following vote: Yeas, 48; nays, 49; not voting, 2.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Douthwaite, Gallagher, Grant, Haussler, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, O'Brien, Perry, Randall, Rosellini, Savage, Sawyer, Shipoch, Thompson, Van Dyk, Williams, Wojahn.

Voting nay: Representatives Amen, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Conway, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Hoggins, Hubbard, Jones, Juelling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, Mentor, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Richardson, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Conner, Copeland.

The Speaker stated that the effect of the failure of the motion by Mr. Marsh was that the House refused to concur in the Senate amendments to Engrossed Substitute House Bill No. 112, as indicated in the motion by Mr. Bledsoe, and asked the Senate to recede therefrom.

## MOTION

Mr. Smythe moved that the House do concur in the Senate amendment to page 7, line 26, Engrossed Substitute House Bill No. 112.

Mr. Smythe spoke in favor of the motion.

Mr. Rosellini demanded an electric roll call and the demand was sustained.

Representative O'Brien spoke in favor of the motion, and Representatives Goldsworthy, Hatfield and Farr spoke against it.

PERSONAL PRIVILEGE

Mrs. Hurley: "My point of personal privilege is this: I do have a few things to say that may not be relative to the point before us, but they are something that probably relates to the history of this House.

"This reminds me so much of something that happened, oh, I don't know, ten, twelve--probably twelve years ago. And this very same measure--maybe in a different way--was before us then. And I guess I stood up at that time, and I said that I was one of those people--I have contributed maybe thirty years to public education--having received no benefits at all. My children did not go to public school, grade school, high school, college, any of it. But I am just one of those people that believes maybe they received more in spiritual benefits perhaps, maybe even more in educational benefits, than if they had participated in public education. Anyway, I am just one of those many, many hundreds of people that have contributed to public education and have not received any of these benefits. Mr. Farr said, 'We put this money in.' I'm sure you do, Dr. Farr. But also, those of us who believe in private education, and do not get any benefits out of it, we put this money in, too. And I think maybe this is a point to consider. There are those of us who, year after year after year, maybe twenty years, maybe thirty years, maybe forty years, have put this money in.

"As I started to say, maybe twelve years ago, I stood on the floor of this House and made this same point. And it kind of brings back a very nostalgic point with me. Representative Keith Campbell from Spokane was as adamantly against any benefits in this area as you are, Dr. Farr. And after I had made my statement, he stood up and he was ready to cut me off right there. He was going to cut me down so hard, that I would never probably make any of these points again. But who stood up to be recognized? A very wonderful, marvelous, intelligent, sympathetic person from your side--Jack Hood. And he didn't talk about serious things. He said, 'Mr. Speaker, I want to tell a little story.' And he told one of those absolutely marvelous stories, in his Swedish accent, that went on and on and on. When he was through, everybody laughed, and everybody clapped, and the situation was resolved, and the vote was taken. I've even forgotten how it ended up at that time. But I do think that a little humor, and a little sympathy and a little intelligence must be brought to bear in a situation at a time such as this.

"I do want to say that I am sure everything is not this, this serious; not this, this terrible; that children are children and they must be educated. We don't want some not to be educated with public funds because they believe in this or that, and others to be educated because they do believe in this or that. All children are children, and I think they are wonderful, and I think we should support them. I think we should give them what they need to grow up to be good substantial citizens of the state. And I do believe that if you support the measure that is proposed to be eliminated, that you will be doing just this, and then I will offer you my commendation."

## POINT OF INQUIRY

Mr. O'Brien yielded to question by Mr. Ross.

Mr. Ross: "Mr. O'Brien, one concern I have is in adding the proviso of the \$200,000 to the Urban, Racial, and Rural Disadvantaged Programs. In the event that a court suit might occur, would it jeopardize all the programs, or just this portion of the program? Do you have any information?"

Mr. O'Brien: "I have some information that was given to the Joint Committee on Education in regard to this so-called aid to private schools, where the deputy assistant attorney general went into some length in citing from the recent Supreme Court decision in connection with the States of Pennsylvania and Rhode Island. He went into this area of aid actually to needy and disadvantaged students. The court stated, in this instance, that they felt this type of aid would be within our constitutional limitations, and it was a little bit different from these other cases that the court ruled against because the aid actually goes to the pupil. In this connection, I think it has an excellent chance of being within the realm of our Constitution, because of the precedent, and the fact that the Supreme Court of the United States has more or less ruled in this area of auxilliary services and also aid to needy and disadvantaged students. So they have gone on record stating when the aid goes to the child, that it is different from going right to the school, and they so ruled."

Representatives Savage and Brown spoke against the motion by Mr. Smythe to concur in the Senate amendment to page 7, line 26, Engrossed Substitute House Bill No. 112, and Mr. Bottiger spoke in favor of it.

Mr. Newhouse demanded the previous question and the demand was sustained.

## PARLIAMENTARY INQUIRY

Mrs. Hurley: "Would you please explain the vote?"

The Speaker: "A vote yes is in favor of the amendment. A vote no is opposed to the amendment."

Mrs. Hurley: "You know I don't mean that. I think everybody should know what they are voting on. A vote yes is to retain the item in the budget, and a vote no is to delete the item from the budget. Is that right?"

The Speaker: "That is correct."

## ROLL CALL

The Clerk called the roll on the motion by Mr. Smythe to concur in the Senate amendment to page 7, line 26, Engrossed Substitute House Bill No. 112, and the motion was carried by the following vote: Yeas, 61; nays, 36; not voting, 2.

Voting yea: Representatives Adams, Backstrom,

Bagnariol, Bauer, Beck, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conway, Costanti, Gallagher, Gladder, Grant, Hoggins, Hurley, Jones, Julin, King, Kiskaddon, Knowles, Kopet, Kraabel, Litchman, Luders, Lysen, Marsh, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Newhouse, O'Brien, Pardini, Paris, Perry, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Sawyer, Shera, Shinpoch, Smythe, Thompson, Van Dyk, Williams, Wojahn, Zimmerman, Mr. Speaker.

Voting nay: Representatives Amen, Anderson, Barden, Benitz, Berentson, Bradley, Brown, Cunningham, Curtis, Douthwaite, Ekenberry, Farr, Flanagan, Garrett, Gilleland, Goldsworthy, Hansey, Hatfield, Haussler, Hubbard, Jastad, Johnson, Juelling, Kilbury, Kirk, Kuehnle, Martinis, Moon, Morrison, North, Savage, Schumaker, Smith, Spanton, Waramaker, Wolf,

Not voting: Representatives Conner, Copeland.

MOTION

Mr. Charnley moved that the House concur in the Senate amendment to page 3, line 30, Engrossed Substitute House Bill No. 112.

Representatives Charnley and Savage spoke in favor of the motion, and Representatives Curtis and Kopet spoke against it.

Mr. Moon demanded an electric roll call and the demand was sustained.

Further debate ensued, Representatives Charette, Farr, Haussler, and Ross speaking on the motion.

Mr. Beck demanded the previous question and the demand was not sustained.

Further debate ensued, Representatives Goldsworthy and Marsh, speaking on the motion.

Mr. Charnley closed debate, speaking in favor of the motion.

ROLL CALL

The Clerk called the roll on the motion by Mr. Charnley to concur in the Senate amendment to page 3, line 30, Engrossed Substitute House Bill No. 112, and the motion was lost by the following vote: Yeas, 46; nays, 51; not voting, 2.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charnley, Chatalas, Douthwaite, Gallagher, Grant, Haussler, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, O'Brien, Paris, Perry, Randall, Rosellini, Savage, Sawyer, Shinpoch, Thompson, Van Dyk, Williams.

Voting nay: Representatives Amen, Barden, Benitz,

Berentson, Blair, Bledsoe, Bluechel, Brown, Charette, Conway, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Hoggins, Hubbard, Jones, Jueling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehne, Mentor, Morrison, Newhouse, North, Pardini, Polk, Rabel, Richardson, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Conner, Copeland.

The Speaker stated the effect of the failure of the motion was that the House did not concur in the Senate amendment to page 3, line 30, Engrossed Substitute House Bill No. 112, and asked the Senate to recede therefrom.

#### MOTION

Mr. Cunningham moved that the House concur in the Senate amendment to page 10, line 10, Engrossed Substitute House Bill No. 112.

Representatives Cunningham and Brouillet spoke in favor of the motion, and Representative Kopet spoke against it.

Mr. Cunningham closed debate, speaking in favor of the motion.

The motion by Mr. Cunningham was carried on a rising vote.

#### MOTION

On motion of Mr. Bledsoe, the House dispensed with further business under the call of the House.

The Speaker declared the House to be at ease.  
The Speaker called the House to order.

#### MOTION

On motion of Mr. Bledsoe, the House reverted to the fourth order of business.

#### INTRODUCTION AND FIRST READING

HOUSE CONCURRENT RESOLUTION NO. 28, by Representatives Chatalas and Newhouse:

Amending Senate Concurrent Resolution No. 2 to limit 2nd Extraordinary Session of 42nd Legislature to forty-three days.

#### MOTION

On motion of Mr. Bledsoe, the rules were suspended and Senate Concurrent Resolution No. 28 was placed on final passage.

House Concurrent Resolution No. 28 was adopted.

MOTION

On motion of Mr. Bledsoe, the House adjourned until 12:00 noon, Monday, February 21, 1972.

THOMAS A. SWAYZE, Jr., Speaker.  
MALCOLM McBEATH, Chief Clerk.

FORTY-THIRD DAY

NOON SESSION

House Chamber, Olympia, Wash., Monday, Feb. 21, 1972.

The House was called to order at 12:00 noon by the Speaker (Mr. Hansey presiding). The Clerk called the roll and all members were present.

The Speaker assumed the Chair.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by the Reverend Arthur I. Anderson of the Gloria Dei Lutheran Church of Olympia.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

## MESSAGES FROM THE SENATE

February 20, 1972

Mr. Speaker: The Senate has passed:  
ENGROSSED HOUSE BILL NO. 44,  
and the same is herewith transmitted.  
Sidney R. Snyder, Secretary.

February 20, 1972

Mr. Speaker: The Senate has concurred in the House amendments to ENGROSSED SENATE BILL NO. 293, and has passed the bill as amended by the House.  
Sidney R. Snyder, Secretary.

February 20, 1972

Mr. Speaker: The President has signed:  
SUBSTITUTE HOUSE BILL NO. 341,  
and the same is herewith transmitted.  
Sidney R. Snyder, Secretary.

The Speaker declared the House to be at ease.  
The Speaker called the House to order.

## MESSAGES FROM THE SENATE

February 21, 1972

Mr. Speaker: The President has signed:  
SUBSTITUTE HOUSE BILL NO. 414,  
HOUSE CONCURRENT RESOLUTION NO. 27,  
and the same are herewith transmitted.  
Sidney R. Snyder, Secretary.

February 21, 1972

Mr. Speaker: The President has signed:

SENATE BILL NO. 293,

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MESSAGES FROM THE GOVERNOR

Office of the Governor, February 20, 1972

TO THE HONORABLE,  
THE HOUSE OF REPRESENTATIVES OF THE STATE OF WASHINGTON  
LADIES AND GENTLEMEN:

I have the honor to advise that on February 20, Governor Evans approved the following House Bills, entitled:

HOUSE BILL NO. 8: Repealing certain employee restrictions on public works.

HOUSE BILL NO. 38: Amending the formal hearing procedures in regard to the issuance, denial, suspension or revocation of driver's licenses.

HOUSE BILL NO. 150: Amending the rules of the road pertaining to the use of the roadway.

HOUSE BILL NO. 155: Including land contracts in the term "mortgage."

HOUSE BILL NO. 160: Providing for elective coverage by public port districts for unemployment compensation.

HOUSE BILL NO. 164: Providing for a compact among certain western states to study feasibility of short-haul air transportation among them.

HOUSE BILL NO. 199: Eliminating residency requirements for municipal firemen and policemen.

HOUSE BILL NO. 234: Authorizing certain payroll deductions for certified employees of school districts.

HOUSE BILL NO. 243: Extending industrial insurance to inmates employed in an industrial enterprise or at honor camps.

HOUSE BILL NO. 254: Providing procedures for inviting bids and awarding contracts by public utility districts.

HOUSE BILL NO. 266: Allowing savings and loan associations to make guaranteed student loans.

HOUSE BILL NO. 446: Providing for the election of the state committee and enumerating its powers.

HOUSE BILL NO. 468: Providing that doctors shall have previous medical histories in child abuse cases.

SUBSTITUTE HOUSE BILL NO. 508: Amending certain provisions of the retail installment credit contract.

Sincerely,  
Charles B. Wiggins  
Legislative Counsel.

Office of the Governor, February 20, 1972

TO THE HONORABLE,  
THE HOUSE OF REPRESENTATIVE OF THE STATE OF WASHINGTON  
LADIES AND GENTLEMEN:

I have the honor to advise that on February 20,

Governor Evans approved the following House Bills, entitled:

HOUSE BILL NO. 93: Amending the uniform reciprocal enforcement of support act.

HOUSE BILL NO. 133: Providing that additional departments of municipal court may be added as needed.

HOUSE BILL NO. 223: Allowing hitchhiking in certain areas.

Sincerely,  
Charles B. Wiggins  
Legislative Counsel.

SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:  
SENATE BILL NO. 293.

MOTION

On motion of Mr. Bledsoe, the House recessed until 4:00 p.m.

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AFTERNOON SESSION  
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The House was called to order at 4:00 p.m. by the Speaker. The Clerk called the roll and all members were present.

MESSAGES FROM THE SENATE

February 21, 1972  
Mr. Speaker: The Senate has passed HOUSE CONCURRENT RESOLUTION NO. 28 with the following amendment:

On page 1, line 22, strike "congressional and legislative redistricting" and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

On motion of Mr. Morrison, the House concurred in the Senate amendment to House Concurrent Resolution No. 28.

FINAL PASSAGE OF HOUSE CONCURRENT RESOLUTION  
AS AMENDED BY THE SENATE

The Speaker stated the question before the House to be the final passage of House Concurrent Resolution No. 28 as amended by the Senate.

The resolution was adopted.

## MOTION

On motion of Mr. Morrison, House Concurrent Resolution No. 28 as amended by the Senate was ordered transmitted immediately to the Senate.

## SECOND READING

SENATE BILL NO. 32, by Senators Walgren, Twigg and Keefe (by Municipal Committee request):

Removing the expiration date of the local sales tax.

The bill was read the second time.

On motion of Mr. Morrison, the rules were suspended, the second reading considered the third, and Senate Bill No. 32 was placed on final passage.

Mr. Haussler spoke in favor of the bill.

## ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 32, and the bill passed the House by the following vote: Yeas, 94; nays, 3; not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Barden, Bauer, Beck, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bottiger, Bozarth, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Gallagher, Garrett, Gilleland, Gladder, Goldsworthy, Grant, Hansey, Hatfield, Haussler, Hubbard, Hurley, Jastad, Johnson, Jones, Jueling, Julin, Kilbury, Kirk, Kiskaddon, Knowles, Kopet, Kraabel, Kuehnle, Litchman, Luders, Lysen, Marsh, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Morrison, Newhouse, North, O'Brien, Pardini, Paris, Polk, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shera, Shipoch, Smith, Smythe, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Hoggins, King, Martinis.

Not voting: Representatives Moon, Perry.

Senate Bill No. 32 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.

## MOTIONS

On motion of Mr. Bledsoe, Senate Bill No. 32 was ordered transmitted immediately to the Senate.

On motion of Mr. Morison, Engrossed Substitute Senate Bill No. 397 was placed at the top of today's second reading calendar.

ENGROSSED SUBSTITUTE SENATE BILL NO. 397, as amended by the House, by Committee on Ways and Means (Originally sponsored by: Senators Donohue, Durkan, Wilson, Odegaard, Guess, Jolly, Huntley and Peterson [Lowell]):

Providing for changes in the taxation of open lands.

The House resumed consideration of Engrossed Substitute Senate Bill No. 397 on second reading. (For previous floor action on second reading, see Journal for Forty-first day, February 19, 1972.)

The Speaker stated that an amendment by Mr. Hoggins had been defeated, and an amendment adding a new section 19 by Representatives Brown, Kiskaddon and Charnley had been adopted.

Mr. Morrison moved that the rules be suspended, the second reading considered the third, and Engrossed Substitute Senate Bill No. 397 as amended by the House, be placed on final passage.

Mr. Rosellini demanded an electric roll call and the demand was sustained.

#### SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:  
HOUSE BILL NO. 44,  
HOUSE CONCURRENT RESOLUTION NO. 28.

The Speaker declared the House to be at ease.  
The Speaker called the House to order.

#### MOTION

On motion of Mr. Chatalas, the House recessed until 8:00 p.m.

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EVENING SESSION  
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The House was called to order at 8:00 p.m. by the Speaker (Mr. Spanton presiding). The Clerk called the roll and all members were present.

The Speaker resumed the Chair.

The Speaker declared the House to be at ease.  
The Speaker called the House to order.

MESSAGES FROM THE SENATE

February 21, 1972

Mr. Speaker: The President has signed:

SENATE BILL NO. 32,

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

The Speaker declared the House to be at ease.  
The Speaker called the House to order.

SENATE AMENDMENTS TO HOUSE JOINT RESOLUTION

February 20, 1972

Mr. Speaker: The Senate has passed ENGROSSED SUBSTITUTE HOUSE JOINT RESOLUTION NO. 82 with the following amendment:

Strike all of the Senate Amendment to the resolution by Senators Donohue, Gissberg and Dore (including the amendments to the amendment by Senators Day and Metcalf) and insert in lieu thereof the following amendment:

On page 1, after line 7, strike the remainder of the resolution and insert the following:

"Article VII, section 14. (1) Income shall not be deemed property within the meaning of this Article, and a tax imposed upon or measured by income shall not be deemed a tax on property.

(2) The legislature shall have no power to impose a tax upon or to measure a tax by net income except in accordance with the following conditions:

(a) Seven percent shall be the highest rate of any net income tax imposed by the state upon individuals.

(b) Thirteen percent shall be the highest rate of any net income tax imposed by the state upon corporations, as that term is defined by the legislature.

(c) The aggregate rate of any sales or use tax shall not exceed five percent: PROVIDED, HOWEVER, That this aggregate rate limitation shall not prohibit the legislature from authorizing counties, cities, towns, and metropolitan municipal corporations to impose, subject to approval of the voters therein, a retail sales or use tax at an aggregate rate not to exceed an additional one-half of one percent.

(d) The rate schedule for a net income tax imposed upon individuals shall be graduated and shall contain no less than six different rates, the difference between each of which shall be equal and shall be no less than one-half of one percent.

(3) (a) The rate limitations provided for in (2) above may not be exceeded unless those sections of an act which impose or authorize imposition of rates in excess of such limitations shall be directly referred to the people by the legislature.

(b) From and after the initial adoption of a net income tax act by the legislature, no amendment to such act which either changes the definition of taxable income or, in the case of individuals, changes the dollar amounts of taxable income in the rate schedule shall be valid unless such amendment is subject to referendum petition initiated by the people, or unless such amendment has been initiated and approved by the people.

(4) During the time that a state net income tax is in effect:

(a) The state shall fully fund a basic program of education for all school districts in accordance with an apportionment formula which, to the extent provided by amendment XIV of the Constitution of the United States, will provide equality of educational opportunity within and between such districts.

(b) No sales or use tax shall be collected or imposed with respect to food products for off-premises human consumption and with respect to prescription drugs at the point of sale. The legislature shall have the power to define food products for off-premises human consumption.

(c) No business and occupation tax shall be imposed by the state that exceeds one-quarter of one percent: PROVIDED, That this rate limitation shall not be applicable to a corporation or other organization expressly exempt from the state net income tax by reason of its nonprofit nature.

(d) The amount of a business and occupation tax imposed by the state upon corporations shall be allowed as a credit against the amount of a state imposed corporate net income tax, with respect to the same taxable year: PROVIDED HOWEVER, That such credit shall also be allowed to an individual electing to be taxed as a corporation.

(e) No net income tax rate may be changed unless every net income tax rate, individual and corporate, is changed in such a manner that the ratio of change in every such rate is the same, rounded to the nearest single decimal place.

(f) An aggregate amount equal to no less than eight percent of the collections of the state imposed net income tax (said collections to be computed on the basis of the rates, individual and corporate, contained in the act initially adopting a net income tax) shall be placed in a special account in the state general fund to be used exclusively for distribution, as provided by law, to municipal corporations other than school districts.

(g) In the case of property held by a taxpayer on the effective date of a state income tax act and disposed of after such effective date, such taxpayer shall be allowed to exclude from the computation of taxable income the amount of any gain attributable to a difference in value of property occurring between the time of acquisition by the taxpayer and the effective date of such act.

(5) With respect to property taxes due and payable in the first calendar year following the effective date of the enactment of a state net income tax and in subsequent years:

(a) Personal property acquired solely for the purpose of sale, or for the purpose of consuming such property in producing for sale a new article of tangible personal property of which such property becomes an ingredient or component, shall be exempt from ad valorem taxation.

(b) No taxing district shall impose a tax upon property pursuant to the provisions of paragraph (a) of section 2, as now or hereafter amended, of this Article VII, except for capital purposes.

(6) No taxing district shall be authorized by the

legislature to impose a tax upon or measured by net income.

(7) The provisions of subsections (4) (b) and (5) (a) of this section shall not be subject to the provisions of section 12 of this Article VII, as such section is proposed by HJR 1, adopted by the 1971 session of the legislature and submitted to the voters at the 1972 general state election.

(8) Notwithstanding any other provision of this Constitution, the legislature shall have the power:

(a) To provide for direct payments to an individual or corporation to the extent that (i) insufficient income tax liability exists for full application of an otherwise applicable credit, and (ii) such credit is granted for the purpose of providing direct or indirect relief from other state or local taxes.

(b) To adopt by reference any federal statutes relating to the determination of taxable income, as existing at time of adoption and as amended from time to time.

(9) Definitions:

(a) "Sales or use tax" shall mean any tax essentially of the same type as that imposed as of January 1, 1972, by sections 82.08.010, 82.08.020, and 82.08.040 through 82.08.140, chapter 15, Laws of 1961, as amended or sections 82.12.010, 81.12.020, and 82.12.040 through 82.12.080, chapter 15, Laws of 1961, as amended, or pursuant to chapter 94, Laws of 1970 ex. sess. as amended.

(b) "Business and occupation tax" shall mean any tax essentially of the same type as that imposed as of January 1, 1972 by sections 82.04.010 through 82.04.290, chapter 15, Laws of 1961, as amended.

BE IT FURTHER RESOLVED, That the secretary of state shall cause notice of the foregoing constitutional amendment to be published at least four times during the four weeks next preceding the election in every legal newspaper in the state."

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

Mr. Pardini moved that the House do not concur in the Senate amendments to Engrossed Substitute House Joint Resolution No. 82, and that the following amendment be adopted:

On page 3, line 29 after "No" strike "taxing district" and insert "school district, city, county, or county-city"

Representatives Pardini and Knowles spoke in favor of the motion.

PARLIAMENTARY INQUIRY

Mr. Moon: "By voting for this, does that mean that we are not concurring in the balance of the amendments to Engrossed Substitute House Joint Resolution No. 82?"

The Speaker: "It came over as one amendment, so the only thing we could do is not concur in the Senate amendment and suggest the change in the amendment."

The motion by Mr. Fardini was carried.

#### PARLIAMENTARY INQUIRY

Mr. Perry: "I can't quite understand what we've done by that last motion, whereas we are now amending a bill that has been amended in the Senate and we are suggesting that it be amended again. I don't understand that maneuver. The bill has been to the Senate, and it has been amended. It is our bill and it is back here again, and we are amending it on the floor again."

#### POINT OF INFORMATION

Mr. Pardini: "Mr. Perry, I think what we have done is--we have not concurred in the Senate amendments, and sent it back to the Senate with the suggestion that they consider the possibility of some amendments to it. I can only indicate to you that on February 16, there was a message from the Senate: 'The Senate concurs in one House amendment to Engrossed Senate Bill No. 27, rejects three other amendments, and recommends that the title be amended.' They made the recommendation to us that a change be made. Following that precedent, we are not concurring with them (as they had done on February 16) and are suggesting that they make an amendment."

#### PARLIAMENTARY INQUIRY

Mr. Perry: "Mr. Speaker, I would like to point out respectfully, that we passed a bill; it was then amended in the Senate and sent back here for acceptance or rejection in their amendments. Now, suggesting to them when we send it back that they amend it, I think is patently unconstitutional. You could play ping pong in here, but it's ridiculous. It's interminable."

#### POINT OF INFORMATION

Mr. Bledsoe: "I concur with you, Mr. Perry, that you are looking at a somewhat unusual procedure. But we are dealing with a constitutional amendment which requires two-thirds majority. If you followed the Senate debate carefully last evening, you watched the Senate bound by an ad hoc decision which in conscience and in order to maintain the status quo of that agreement, even fast proponents of the amendment that we have suggested found themselves unable to concur because there was a possibility of abrogating this very carefully negotiated decision. The measure has now arrived at the House where we have not been as closely participant to this negotiation as they were in the Senate and we are now suggesting to the Senate that this amendatory process, which they came very close to passing, (and I think, in conscience would have liked to pass) to relieve the problems of the junior taxing districts, would be satisfactory to the members of the

House--at least those who did join in the concurrence of this message which we sent back to them. Then Engrossed Substitute House Joint Resolution No. 82, arriving back in the House, and again subject to what you would call an unusual procedure, because the Senate is going to have to back up to second reading, take that amendment under consideration and adopt it, pass it on out, and send it back to us--we then have Engrossed Substitute House Joint Resolution No. 82 with, let's say, an informal, after-the-fact, ad hoc agreement reached on it, and in a more favorable position of accomplishment here in the House. Our count has shown in our caucus and discussion with members of your caucus informally, Mr. Perry, that this neglect of the special problem of some of the junior taxing districts is a very difficult hurdle for some of the members of this House to swallow. Given that fact, (and again I accept the hazard, Mr. Perry, that we are looking at a possible ping pong) we are also looking at the difficulty of resolving something requiring two-thirds. Now if we were just talking about a House bill--bang, into the bucket, and we'd start all over again and get something done. Or if we weren't up against this time barrier which we are looking at right here, where this House is very close to adjournment, I would say that the normal procedures would follow. It is for this reason that we suggested this--a proposal that has come to us in this session from the Senate--a measure dealing with a piece of legislation involving one of our fine Senators from Spokane and an amendment into this House that would not wash. We sent back exactly this kind of a message, suggesting the deletion of a particular amendment which was done in the Senate, brought the measure to the House and it passed. Now again--a complicated procedure, but the only way we could see to get around this thing that has got us bound up here now, with the final passage of Engrossed Substitute House Joint Resolution No. 82, which 74 members of this House said they would like to do at one time."

#### PERSONAL PRIVILEGE

Mr. Copeland: "Having been a member of the ad hoc committee, Mr. Perry, I want to explain to you that what we are doing with Mr. Pardini's amendment is not asking the Senate to recede from a position that they took last night relative to Senator Day's amendment. Senator Day's amendment struck the word 'taxing' and inserted 'school.' What we are doing is saying: 'Why can't we reach middle ground?' Let us not allow this thing to go open end. Let us only take care of those junior taxing districts. I am talking about everything other than city-county, cities, counties, or school districts. I know the procedure is unusual. We are handling a constitutional amendment which requires two-thirds vote. If the Senate buys our suggestion, again we will have tax reform before us. If they don't, I am afraid that a fire district in Spokane county killed tax reform, and an effective property tax relief for the citizens of the state of Washington, for a couple of years."

## PARLIAMENTARY INQUIRY

Mr. Moon: "I don't know what rule the Senate will follow. Once they have passed a measure, and the time limit for them to reconsider it, I can't understand--once it gets back over there--what they can do. They can't reconsider it--to open it up and pass it back to second reading. It seems to me that the only thing that could be done is for us to not concur and ask that a Conference Committee be named to take this matter up. I can't, under any rule that I am familiar with, understand or know how the Senate can get that constitutional amendment that they have already passed back to second reading without reconsideration. The time limit and everything is gone for reconsideration."

## MOTION

Mr. Grant moved that the message from the Senate relating to Engrossed Substitute House Bill No. 112 be made a special order of business at 10:30 p.m.

Mr. Grant spoke in favor of the motion.

Mr. King demanded an electric roll call, and the demand was sustained.

## ROLL CALL

The Clerk called the roll on the motion by Mr. Grant that the Senate amendment to Engrossed Substitute House Bill No. 112 be made a special order of business at 10:30 p.m. and the motion was lost by the following vote: Yeas, 44; nays, 51; not voting, 4.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Douthwaite, Gallagher, Grant, Haussler, Hurley, Jastad, Johnson, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McDermott, Merrill, Moon, O'Brien, Perry, Rosellini, Savage, Sawyer, Shinpoch, Thompson, Van Dyk, Williams, Wojahn.

Voting nay: Representatives Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Hoggins, Hubbard, Jones, Juelling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, Mentor, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Richardson, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Bozarth, Kilbury, McCormick, Randall.

## MOTION

On motion of Mr. Morrison, the House reverted to the fourth order of business.

INTRODUCTION AND FIRST READING

HOUSE CONCURRENT RESOLUTION NO. 29, by Representatives Chatalas and Newhouse:

Amending Senate Concurrent Resolution No. 2 to limit the session to 44 days.

MOTION

Mr. Morrison moved that the rules be suspended and House Concurrent Resolution No. 29 be placed on final passage.

Mr. Chatalas spoke in favor of the motion, and the motion was carried.

The Speaker stated the question before the House to be House Concurrent Resolution No. 29 on final passage.

House Concurrent Resolution No. 29 was adopted.

MESSAGES FROM THE SENATE

February 21, 1972  
Mr. Speaker: The President has signed:  
HOUSE CONCURRENT RESOLUTION NO. 28, and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

February 21, 1972  
Mr. Speaker: The President has signed:  
HOUSE BILL NO 44,  
and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

The Speaker declared the House to be at ease.  
The Speaker called the House to order.

SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:  
SENATE BILL NO. 32.

MOTION

On motion of Mr. Morrison, the House advanced to the eighth order of business.

SECOND READING

ENGROSSED SUBSTITUTE SENATE BILL NO. 397, as amended by the House, by Committee on Ways and Means (Originally sponsored by: Senators Donohue, Durkan, Wilson, Odegaard, Guess, Jolly, Huntley and Peterson [Lowell]):

Providing for changes in the taxation of open lands.

The House resumed consideration of Engrossed Substitute Senate Bill No. 397 on second reading. The Speaker stated the question before the House to be the motion by Mr. Morrison that the rules be suspended, the second reading considered the third, and Engrossed Substitute Senate Bill No. 397 as amended by the House, be placed on final passage.

With the consent of the House, Mr. Morrison withdrew his motion.

Mr. Julin moved adoption of the following amendment by Representatives Julin and Morrison:

On page 14, after the adopted amendment by Representative Brown insert:

"NEW SECTION. Sec. 20. It is the intent of the legislature in the adoption of this title to provide adequate revenues for the support of vital services for the people of this state and to promote equity in our tax structure.

NEW SECTION Sec. 21. This title may be cited as the 'Net Income Tax Act'.

NEW SECTION. Sec. 22. Sections 20 through 39 of this 1972 act shall constitute a new title in the Revised Code of Washington, to be numbered Title 82A.

#### PART II

#### IMPOSITION OF TAX AND DETERMINATION OF TAXABLE INCOME

NEW SECTION. Sec. 23. Except as otherwise expressly provided or clearly appearing from the context, any term used in this title shall have the same meaning as when used in a comparable context in the internal revenue code. In addition, when used in this title, the terms defined in the following subsections shall have the meaning respectively ascribed to them.

(1) The term 'internal revenue code' means the Internal Revenue Code of 1954 of the United States, as amended, and in effect on the first day of January, 1972, or as amended after such date.

(2) The term 'corporation' includes associations, joint stock companies, insurance companies, and organizations, other than trusts, referred to in subsection (1) of section 17 of this 1972 amendatory act.

(3) The term 'individual' means a natural person.

(4) The term 'taxpayer' means any person subject to a tax imposed by this title.

(5) The term 'taxable year' with respect to any taxpayer means the taxable year of such taxpayer as shown on his return required pursuant to the internal revenue code. The term 'taxable year' includes, in the case of a return required for a fractional part of a year under the provisions of this title or regulations prescribed by the department the period for which such return is made.

(6) The term 'federal income tax' means income tax paid or accrued to the United States by a taxpayer.

(7) The term 'resident' shall mean any individual who has resided in the state of Washington for more than one hundred eighty-two days in any taxable year.

(8) The term 'department' means the department of revenue of the state of Washington.

NEW SECTION. Sec. 24. A tax hereby is imposed for

each taxable year on the taxable income of every individual resident, and upon that part of the taxable income of every individual not a resident which is derived from sources within the state of Washington; and such tax shall be computed in accordance with the following schedules:

Single Returns

Joint Returns

Taxable Income		Marginal Tax Rate	Taxable Income		Marginal Tax Rate
Over	But Not Over		Over	But Not Over	
\$ 0	- \$ 3,000	2.0%	\$ 0	- \$ 6,000	2.0%
\$ 3,000	- \$ 5,000	2.5	\$ 6,000	- \$10,000	2.5
\$ 5,000	- \$ 7,000	3.0	\$10,000	- \$14,000	3.0
\$ 7,000	- \$ 9,000	3.5	\$14,000	- \$18,000	3.5
\$ 9,000	- \$11,000	4.0	\$18,000	- \$22,000	4.0
\$11,000	- \$13,000	4.5	\$22,000	- \$26,000	4.5
\$13,000	- \$15,000	5.0	\$26,000	- \$30,000	5.0
\$15,000	- \$20,000	5.5	\$30,000	- \$40,000	5.5
\$20,000	- \$25,000	6.0	\$40,000	- \$50,000	6.0
\$25,000	- Over	6.5	\$50,000	- Over	6.5

An individual not a resident, at his option, may be taxed in the same manner as a resident under this title.

**NEW SECTION.** Sec. 25. The taxable income of an individual resident in the state of Washington shall be the amount of his gross income as recognized under the internal revenue code, including the taxpayer's distributive share of similar items from partnerships, trusts and estates, less those deductions taken into account in arriving at adjusted gross income, with the following modifications:

(1) Subtract interest income on the obligations of the United States, its possessions, and instrumentalities, if such income is exempt from taxation under this title by reason of federal law, and has not been previously excluded from gross income for federal tax purposes;

(2) Subtract the amount paid by a taxpayer or his spouse during the taxable year for necessary employee employment expenses, other than those expenses deducted in arriving at adjusted gross income, including but not limited to union or professional association dues, fees to secure employment, work tools and required uniforms;

(3) Subtract the amount of alimony paid by a taxpayer during the taxable year and allowed as a deduction for federal income tax purposes; and

(4) Subtract the amount of one thousand dollars (\$1,000) multiplied by the number of exemptions allowed to the taxpayer for the same taxable year under the internal revenue code.

(5) Add the amount of any deduction taken pursuant to section 613 (b) (1) of the internal revenue code.

(6) Subtract the amount paid for medical and dental care during the taxable year by the taxpayer, his or her spouse, and dependents and allowed as a deduction for federal income tax purposes under section 213 of the internal revenue code.

**NEW SECTION.** Sec. 26. The taxable income of the nonresident individual shall be that portion of his adjusted gross income which is derived from sources within the state of Washington as defined in section 27 of this

1972 amendatory act, with the following modifications:

(1) Subtract the amount paid by a taxpayer or his spouse during the taxable year for necessary employee employment expenses incurred in connection with employment in this state, other than those expenses deducted in arriving at adjusted gross income including but not limited to union or professional association dues, fees to secure employment, work tools and required uniforms;

(2) Subtract an amount which is the product of the deduction computed under subsection (4) of section 25 of this 1972 amendatory act times a fraction, the numerator of which shall be that portion of a taxpayer's adjusted gross income from sources within this state and the denominator of which shall be the taxpayer's adjusted gross income, modified by the provisions of subsections (1), (2), and (3) of section 25 of this 1972 amendatory act.

NEW SECTION. Sec. 27. Income of nonresident individuals from sources within the state for purposes of this title means:

(1) Compensation for labor and personal services performed in this state; and

(2) That part of a taxpayer's income allocable and apportionable to this state under subsection (2) of section 33 of this 1972 amendatory act or under Article IV of RCW 82.56.010 (Multistate Tax Compact).

NEW SECTION. Sec. 28. A tax hereby is imposed for each taxable year on every corporation having taxable income in this state; such tax shall be twelve percent of such corporation's taxable income.

NEW SECTION. Sec. 29. The taxable income of a corporation which, during any taxable year is not taxable in another state within the meaning of section 3 of Article IV of RCW 82.56.010 (Multistate Tax Compact), shall be the amount of federal taxable income (except that in the case of an electing small business corporation taxable income shall be only such portion as is subject to the federal income tax imposed on corporations) including the taxpayer's distributive share of similar items from partnerships, trusts and estates, with the following modifications:

(1) Subtract interest income on the obligations of the United States, its possessions, and instrumentalities, if such income is exempt from taxation under this chapter by reason of federal law, and has not been previously excluded from gross income for federal tax purposes;

(2) Add an amount equal to taxes based upon or measured by net income imposed by any state of the United States but only to the extent such amount is deducted or excluded by the taxpayer from gross income for federal income tax purposes.

NEW SECTION. Sec. 30. (1) The taxable income of a corporation which during a taxable year is taxable in another state within the meaning of section 3 of Article IV of RCW 82.56.010 (Multistate Tax Compact), shall be that part of the corporation's total taxable income apportioned and allocated to this state.

(2) For purposes of subsection (1) of this section, total taxable income shall be computed in accordance with section 29 of this 1972 amendatory act.

(3) For purposes of subsection (1) of this section,

taxable income shall be allocated and apportioned in accordance with subsection (2) of section 33 of this 1972 amendatory act or Article IV of RCW 82.56.010 (Multistate Tax Compact).

NEW SECTION. Sec. 31. (1) The tax imposed by this title on individuals shall apply to the taxable income of every resident trust and resident estate. For purposes of this section, resident trust means a trust of which the fiduciary is domiciled in the state of Washington, or a trust the administration of which is carried on in the state of Washington; resident estate means an estate, the domiciliary administration of which is carried on in the state of Washington; and wherever the term adjusted gross income appears in section 25 of this 1972 amendatory act, the term "taxable income" shall be substituted therefor. Every resident trust and resident estate shall be entitled to a credit against taxes imposed by this section in the same manner as provided for resident individuals in section 25 of this 1972 amendatory act.

(2) The tax imposed by this title on individuals shall apply to the taxable income of every nonresident trust and estate having taxable income in this state. For purposes of this subsection, taxable income shall be that part of the total taxable income of such trust or estate apportioned and allocated to this state. For purposes of this subsection total taxable income shall be computed in accordance with subsection (3) of this section, and taxable income shall be allocated and apportioned in accordance with Article IV of RCW 82.56.010 (Multistate Tax Compact).

(3) For purposes of this section taxable income shall be federal taxable income computed in accordance with the applicable provisions of subchapter J of the internal revenue code, including the taxpayer's distributive share of similar items from partnerships, trusts and estates, with the following modifications:

(a) Subtract interest income on the obligations of the United States, its possessions, and instrumentalities, if such income is exempt from taxation under this chapter by reason of federal law, and has not been previously excluded from gross income for federal tax purposes;

(b) Add an amount equal to taxes based upon or measured by net income imposed by any state of the United States but only to the extent such amount is deducted or excluded by the taxpayer from gross income for federal income tax purposes.

NEW SECTION. Sec. 32. A partnership as such shall not be subject to the income tax imposed by this title. Persons carrying on business as partners shall be liable for income tax only in their separate or individual capacities. The taxable income attributable to a taxpayer's interest in a partnership shall be computed in accordance with the provisions of subchapter K of chapter 1 of the internal revenue code, with the modifications contained in subsection (1) of section 25 of this 1972 amendatory act.

NEW SECTION. Sec. 33. (1) Any taxpayer, other than a resident individual, trust or estate, having income from business activity which is taxable both within and without this state, other than activity as a financial organization or public utility or the rendering of purely personal services by an individual, shall allocate and apportion his

net income as provided in Article IV of RCW 82.56.010 (Multistate Tax Compact).

(2) Any taxpayer having income from business activity which is taxable both within and without the state as a financial organization or as a public utility, which activity is not taxable under the provisions of chapter 82.16 RCW, shall allocate and apportion his net income in accordance with regulations to be promulgated by the department, which regulations shall be, insofar as practicable, in conformity with the provisions of sections 1 through 17 of Article IV of RCW 82.56.010 (Multistate Tax Compact).

PART III  
ACCOUNTING PROVISIONS

PART IV  
CREDITS AGAINST TAX

NEW SECTION. Sec. 34. An individual resident in the state of Washington shall be allowed a credit against the taxes imposed by this title for net income taxes imposed by and paid or accrued to another state or to a foreign country or political subdivision thereof on income taxed under this title, subject to the following conditions:

(1) The credit shall be allowed only for taxes imposed by such other state or country on net income from sources within such state or country and taxed under the laws thereof.

(2) The amount of such tax credit shall be the smaller of the following two amounts:

(a) The amount of tax actually paid; or

(b) The product of the Washington tax times a fraction, the numerator of which is that portion of the taxpayer's adjusted gross income actually taxed by such other state or country, and the denominator of which is the taxpayer's adjusted gross income. For purposes of this section, adjusted gross income shall be adjusted gross income as modified by the provisions of subsections (1), (2), and (3) of section 25 of this 1972 amendatory act.

(3) No amount shall be allowed as a credit against taxes imposed by this title for income taxes paid or accrued to a foreign country or political subdivision thereof to the extent such amount is allowed as a credit against federal income taxes.

NEW SECTION. Sec. 35. (1) The amount of any sales tax or use tax which qualifies under RCW 82.04.435 for credit against business and occupation taxes, shall be allowable as a credit against taxes imposed by this title, but only to the extent such amount has not been taken as a credit under RCW 82.04.435: PROVIDED, HOWEVER, That the amount of the credit allowable under this section may not exceed for any taxable year one hundred percent of the credit allowable under RCW 82.04.435 for such taxable year.

(2) The amount of tax liability incurred by any corporation pursuant to RCW 82.04.010 through 82.04.290 ('business and occupation taxes') shall be allowed as a credit against the amount of any state net income tax liability incurred by such corporation in the same taxable year.

PART V  
EXEMPTIONS FROM TAX

NEW SECTION. Sec. 36. (1) To the extent that an organization is exempt from income taxation for a taxable year under the provisions of subchapter F of chapter 1 of subtitle A of the internal revenue code, it shall be exempt under this title for such taxable year.

(2) Except as hereinafter provided the tax imposed by this title shall not apply to insurers, other than title insurers, holding valid certificates of authority issued by the insurance commissioner of this state: PROVIDED, That the provisions of this subsection shall not exempt any person engaging in the business of representing any insurer, whether as general or local agent, or acting as broker for one or more insurers: AND PROVIDED, That the provisions of this subsection shall not exempt from the tax imposed by this title the taxable income of an insurer derived from investments which do not constitute eligible investments for such insurers under chapter 48.13 RCW.

(3) This title shall not apply to a regulated investment company or real estate investment trust as defined in the internal revenue code, except to the extent that such company or trust has taxable income for federal tax purposes.

NEW SECTION. Sec. 37. Any person subject to the tax imposed under chapter 82.16 RCW shall pay the tax imposed by this title only upon taxable income allocable to activities upon which no tax is imposed under the provisions of chapter 82.16 RCW. Such allocation shall be made in accordance with rules promulgated by the department.

NEW SECTION. Sec. 38. The provisions of this 1972 amendatory act shall take effect July 1, 1973 if the proposed amendment to Article 7 of the state Constitution (House Joint Resolution No. 82 or Senate Joint Resolution No. 119) authorizing the legislature to impose a tax upon net income is validly submitted and is approved and ratified by the voters at a general election held in November 1972. If such proposed amendment is not so submitted and approved and ratified, this 1972 amendatory act shall be null and void.

NEW SECTION. Sec. 39. The following acts or parts of acts are each hereby repealed:

- (1) Section 4, chapter 87, Laws of 1970 ex. sess. and RCW 84.34.040;
- (2) Section 11, chapter 87, Laws of 1970 ex. sess. and RCW 84.34.110;
- (3) Section 12, chapter 87, Laws of 1970 ex. sess. and RCW 84.34.120;
- (4) Section 13, chapter 87, Laws of 1970 ex. sess. and RCW 84.34.130;
- (5) Section 14, chapter 87, Laws of 1970 ex. sess. and RCW 84.34.140."

POINT OF ORDER

Mr. Moon: "Mr. Speaker, my point of order is: Does this amendment fall within the scope and object?"

## RULING BY THE SPEAKER

The Speaker: "The problem, of course, in ruling on scope and object of measures is where you start out with a bill that is in and of itself very narrow in context--dealing with one small item of taxation, or one change in a code section of the Revised Code of Washington--where someone attempts, by amendment to put something else on it. It isn't nearly as difficult to rule on these amendments, (nor does it so enlarge the scope and object) when you start out with a measure which is in and of itself a broad measure, dealing with changes in rates, changes in concepts, revision of tax policies and a broad area of application throughout the state and to all the people in the state. As I examine Engrossed Substitute Senate Bill No. 397, it appears to be that type of a tax measure--very sweeping in context--many changes, changes in rates, changes in concepts of taxation, and a broad area of taxation in the state. Examining the amendment, it likewise is very broad and it has to do with a continuation of that policy of the revision of the structure of taxation in the state. It actually deals with the same type of thing--change of taxation concepts and allowable taxation, changes in rates, changes in powers and duties. It therefore, does not enlarge the scope and object of Engrossed Substitute Senate Bill No. 397. I would also point out to you, Mr. Moon, that this House previously passed House Bill No. 354, which was the implementing statute for House Joint Resolution No. 82, at that time, which also included both of these concepts within one bill. Your point is not well taken. The question before the House is the motion to adopt the floor amendment."

Mr. Julin spoke in favor of the amendment.

## POINT OF INQUIRY

Mr. Julin yielded to question by Mr. Brouillet.

Mr. Brouillet: "Mr. Julin, I noticed you have constructed this by adding the parts that are missing in House Bill No. 354, by adding this onto the end of the Colorado Plan. Why didn't you strike the whole thing and put it all in one little package so the Senate couldn't pick and choose when they got it over there?"

Mr. Julin: "Representative Brouillet, I believe it is not within the prerogative or the ability of this House to send to the Senate any measure in such form that the able members of the Senate are not able to pick and choose as they see fit. If this measure gets to the Senate, they, too, will have the opportunity to consider and deliberate and make such amendments as they might think appropriate."

Representatives Brouillet and Moon spoke against adoption of the amendment by Representatives Julin and Morrison.

ADMNITION BY THE SPEAKER

The Speaker: "Mr. Moon, please confine your remarks to the merits of the amendment."

Mr. Moon: "There is no merit to the amendment."

Representatives Bledsoe and Newhouse spoke in favor of the amendment, and Representatives King and O'Brien spoke against the amendment.

Mr. Julin closed debate, speaking in favor of the amendment.

Mr. Wolf demanded an electric roll call and the demand was sustained.

ROLL CALL

The Clerk called the roll on the adoption of the amendment by Representatives Julin and Morrison to Engrossed Substitute Senate Bill No. 397, and the amendment was adopted by the following vote: Yeas, 53; nays, 45; not voting, 1.

Voting yea: Representatives Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Eikenberry, Farr, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Jones, Jueling, Julin, Kirk, Kopet, Kraabel, Kuehnle, Mentor, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Randall, Richardson, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Gallagher, Grant, Hurley, Jastad, Johnson, Kilbury, King, Kiskaddon, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, O'Brien, Perry, Rosellini, Savage, Sawyer, Shinpoch, Thompson, Van Dyk, Williams, Wojahn.

Not voting: Representative Bozarth.

On motion of Mr. Julin, the following amendment to the title was adopted:

On page 1, line 1 of the title, strike all the matter down to and including the period on line 18 and insert the following:

"AN ACT Relating to revenue and taxation; amending section 1, chapter 87, Laws of 1970 ex. sess. and RCW 84.34.010; amending section 2, chapter 87, Laws of 1970 ex. sess. and RCW 84.34.020; amending section 3, chapter 87, Laws of 1970 ex. sess. and RCW 84.34.030; amending section 5, chapter 87, Laws of 1970 ex. sess. and RCW 84.34.050; amending section 6, chapter 87, Laws of 1970 ex. sess. and RCW 84.34.060; amending section 7, chapter 87, Laws of 1970 ex. sess. and RCW 84.34.070; amending section 8, chapter 87, Laws of 1970 ex. sess. and RCW 84.34.080; adding new sections to chapter 87, Laws

of 1970 ex. sess. and to chapter 84.34 RCW; repealing section 4, chapter 87, Laws of 1970 ex. sess. and RCW 84.34.040; repealing section 11, chapter 87, Laws of 1970 ex. sess. and RCW 84.34.110; repealing section 12, chapter 87, Laws of 1970 ex. sess. and RCW 84.34.120; repealing section 13, chapter 87, Laws of 1970 ex. sess. and RCW 84.34.130; repealing section 14, chapter 87, Laws of 1970 ex. sess. and RCW 84.34.140; and prescribing an effective date."

Mr. Wolf moved that the rules be suspended, the second reading considered the third, and Engrossed Substitute Senate Bill No. 397 as amended by the House, be placed on final passage.

Mr. Pardini demanded an electric roll call and the demand was sustained.

#### ROLL CALL

The Clerk called the roll on the motion by Mr. Wolf to suspend the rules and advance Engrossed Substitute Senate Bill No. 397 as amended by the House, to final passage, and the motion was lost by the following vote: Yeas, 52; nays, 46; not voting, 1.

Voting yea: Representatives Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Haussler, Hubbard, Jones, Jueling, Julin, Kirk, Knowles, Kopet, Kraabel, Kuehne, Mentor, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Richardson, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Van Dyk, Wanamaker, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Douthwaite, Gallagher, Grant, Hoggins, Hurley, Jastad, Johnson, Kilbury, King, Kiskaddon, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, O'Brien, Perry, Randall, Rosellini, Savage, Sawyer, Shipchock, Thompson, Williams, Wojahn.

Not voting: Representative Bozarth.

Engrossed Substitute Senate Bill No. 397 as amended by the House, was passed to Committee on Rules and Administration for third reading.

#### MOTION

On motion of Mr. Bledsoe, the House adjourned until 10:00 a.m., Tuesday, February 22, 1972.

THOMAS A. SWAYZE, JF., Speaker.  
MALCOLM McBEATH, Chief Clerk.

FORTY-FOURTH DAY

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MORNING SESSION  
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House Chamber, Olympia, Wash., Tuesday, Feb. 22, 1972.

The House was called to order at 10:00 a.m. by the Speaker. The Clerk called the roll and all members were present except Representatives Barden, Kopet, Lysen, O'Brien and Thompson. Representatives Kopet and O'Brien were excused.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard. Prayer was offered by Reverend Henry S. Fahn of the First Baptist Church of Olympia.

Reading of the journal of the previous day was dispensed with and it was ordered to stand approved.

The Speaker declared the House to be at ease.  
The Speaker called the House to order.

MESSAGES FROM THE GOVERNOR

Office of the Governor, February 21, 1972

TO THE HONORABLE,  
THE SENATE AND THE HOUSE OF REPRESENTATIVES  
OF THE STATE OF WASHINGTON:

In compliance with the provisions of Section 11 of Article III of the Constitution of the State of Washington, I have the honor to submit herewith my report of each case of reprieve, commutation or pardon which I have granted since the adjournment of the 1971 Regular Session of the Legislature.

Aaron Johnson was sentenced May 16, 1949, from the Franklin County Superior Court to be executed for the crime of First Degree Murder. On June 19, 1949, his sentence was commuted to a term of his natural life by Governor Arthur B. Langlie. Upon the recommendation of the Warden of the Washington State Penitentiary and the Board of Prison Terms and Paroles, on September 3, 1971, I authorized the parole of Aaron Johnson subject to the complete control, supervision and authority of the Board of Prison Terms and Paroles.

Respectfully submitted,  
DANIEL J. EVANS,  
Governor.

Office of the Governor, February 22, 1972

TO THE HONORABLE,  
THE HOUSE OF REPRESENTATIVES OF THE STATE OF WASHINGTON  
LADIES AND GENTLEMEN:

I have the honor to advise that on February 20,

Governor Evans approved the following House Bills, entitled:

HOUSE BILL NO. 45: Exempting sugar beets in transit from the property tax.

HOUSE BILL NO. 277: Removing employment class distinctions, and providing for assessment of delinquent employer payments, and making procedural changes in the industrial insurance act.

HOUSE BILL NO. 348: Relating to ferry routes and operations.

Sincerely,  
Charles B. Wiggins,  
Legislative Counsel.

Office of the Governor, February 22, 1972.

TO THE HONORABLE,  
THE HOUSE OF REPRESENTATIVES OF THE STATE OF WASHINGTON  
LADIES AND GENTLEMEN:

I have the honor to advise that on February 21, Governor Evans approved the following House Bills, entitled:

HOUSE BILL NO. 5: Allowing certain police officers of cities and towns to transfer to the county sheriff's office.

HOUSE BILL NO. 17: Extending the exemption from special fuel tax for urban passenger transportation systems.

HOUSE BILL NO. 20: Providing for appeal to local county court and payment of attorney's fees in certain appeals from decisions of the board of industrial insurance appeals.

HOUSE BILL NO. 34: Updating state land reclamation procedures.

HOUSE BILL NO. 35: Abolishing the land settlement act.

HOUSE BILL NO. 244: Removing power of eminent domain under shoreline management act.

HOUSE BILL NO. 257: Providing for the financing and construction of pollution control facilities.

SUBSTITUTE HOUSE BILL NO. 426: Relating to litter control.

Sincerely,  
Charles B. Wiggins,  
Legislative Counsel.

Office of the Governor, February 22, 1972.

TO THE HONORABLE,  
THE HOUSE OF REPRESENTATIVES OF THE STATE OF WASHINGTON  
LADIES AND GENTLEMEN:

I have the honor to advise that on February 22, Governor Evans approved the following House Bills, entitled:

HOUSE BILL NO. 9: Providing wife may become manager of community property when husband missing in action or prisoner of war.

HOUSE BILL NO. 33: Providing school districts create reserve funds for equipment depreciation reimbursement.

HOUSE BILL NO. 79: Exempting ordinary hot water tanks from inspection by the Department of Labor and

Industries.

HOUSE BILL NO. 159: Authorizing the Department of Labor and Industries to charge a fee for explosives user's and purchaser's licenses.

HOUSE BILL NO. 210: Authorizing counties to establish ambulance service.

HOUSE BILL NO. 237: Authorizing public libraries to offer certain materials for sale at cost to the library.

HOUSE BILL NO. 240: Providing wage rate exemptions for vocationally handicapped on public works.

SUBSTITUTE HOUSE BILL NO. 272: Giving consideration to investing certain funds in vocational training loans.

SUBSTITUTE HOUSE BILL NO. 13: Providing for the return of property wrongfully sold to satisfy a tax lien.

HOUSE BILL NO. 86: Correcting double amendments to RCW 82.44.150.

HOUSE BILL NO. 275: Authorizing the transfer of funds from the state trade fair fund to the general fund.

Sincerely,  
Charles B. Wiggins,  
Legislative Counsel.

#### RESOLUTIONS

HOUSE RESOLUTION NO. 72-98 by Representatives Bagnariol and Pardini:

WHEREAS, Legislation allowing wine retailers to purchase out-of-state wines from distributors rather than from the Washington State liquor stores was enacted during the 1969 Extraordinary Session of the Washington State Legislature; and

WHEREAS, The legislation enacted increased the tax imposed on the sale of wine to a rate of twenty-six percent of the selling price; and

WHEREAS, This tax increase has resulted in a substantial corresponding increase in the price of all wines to consumers in the State of Washington; and

WHEREAS, The legislation enacting such tax increase has now been in effect in the State of Washington for three years;

NOW, THEREFORE, BE IT RESOLVED, That the House of Representatives authorizes and requests the Interim Committee on Banking, Insurance and Utility Regulation to conduct a study of the fiscal impact on wine prices to the consumer and also the established procedures governing the licensing, reporting, certification, and regulation under the provisions of chapter 66.24 RCW relating to wine importers; and

BE IT FURTHER RESOLVED, That the results of such study and recommendations of the committee be submitted to the Governor and to the Legislature prior to the convening of the next Regular Session of the Washington State Legislature.

Mr. Bagnariol moved adoption of the resolution and spoke in favor of its adoption.

## POINT OF INQUIRY

Mr. Copeland yielded to question by Mr. Newhouse.

Mr. Newhouse: "Mr. Copeland, in looking over this resolution, I remember back, I guess three years ago, wasn't it during the 1969 session when we succumbed to the blandishments of the California wine industry and passed the cut-wine bill? Weren't you the one who made the amendment to raise from 25% to 26%? I ask this question because I object somewhat to the language of lines 8 to 10, 'WHEREAS, This tax increase...' As I recall wasn't this a replacement of income and not an increase?"

Mr. Copeland: "You are correct, Mr. Newhouse. That was not a tax increase. At that time the entire procedure was to replace the lost revenue, both on the tax as well as the profits of the wine sold through the liquor stores. And at the original writing of the bill, it was 25%. In checking with the Department of Revenue, we found that 26% just barely did the replacement. So there was no tax increase at that time."

Mr. Newhouse: "A further question, then, Mr. Copeland, if I may. Would then the increase in cost to the public, mentioned in this bill, if true, not be the fault of a tax increase but the additional cost perhaps of handling wine under the new system--distributors, etc., involved in the so-called California wine bill?"

Mr. Copeland: "You are asking me to make an editorial comment on the relative efficiencies of the retail sales industry that is currently handling wine distribution, and I don't think I am equipped to handle that. I am equipped to say to you, categorically, that this was not a tax increase, and I think in general reference the resolution is in error on that point."

Representatives Chatalas, Pardini, Johnson, Curtis and Savage spoke in favor of the resolution.

House Resolution No. 72-98 was adopted.

## MOTION

Mr. Grant moved that the Rules Committee be relieved of further consideration of Senate Joint Resolution No. 112 and that it be placed on today's third reading calendar.

Mr. Grant spoke in favor of the motion and Mr. Eikenberry spoke against it.

Mr. King demanded an electric roll call and the demand was sustained.

Representatives King, Moon and Beck spoke in favor of the motion.

ROLL CALL

The Clerk called the roll on the motion by Mr. Grant to relieve the Committee on Rules and Administration of further consideration of Senate Joint Resolution No. 112 and that it be placed on today's third reading calendar, and the motion was lost by the following vote: Yeas, 48; nays, 48; not voting, 3.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Douthwaite, Gallagher, Grant, Hatfield, Haussler, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, Perry, Randall, Rosellini, Savage, Sawyer, Shinpoch, Thompson, Van Dyk, Williams, Wojahn.

Voting nay: Representatives Amen, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hoggins, Hubbard, Jones, Jueling, Julin, Kirk, Kiskaddon, Kraabel, Kuehnle, Mentor, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Richardson, Ross, Schumaker, SHERA, Smith, Smythe, Spantor, Wanamaker, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Barden, Kopet, O'Brien.

MOTION

On motion of Mr. Morrison, the House advanced to the ninth order of business.

THIRD READING

ENGROSSED SUBSTITUTE SENATE BILL NO. 397, as amended by the House, by Committee on Ways and Means (Originally sponsored by: Senators Donohue, Durkan, Wilson, Odegaard, Guess, Jolly Huntley and Peterson [Lowell]):

Providing for changes in the taxation of open lands.

Engrossed Substitute Senate Bill No. 397 as amended by the House, was read the third time and placed on final passage.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 397 as amended by the House, and the bill failed to pass the House by the following vote: Yeas, 43; nays, 51; not voting, 5.

Voting yea: Representatives Amen, Bauer, Beck, Benitz, Berentson, Bledsoe, Bluechel, Bozarth, Copeland, Costanti, Curtis, Farr, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Haussler, Jastad, Jones, Jueling, Julin, Kuehnle, Marsh, Mentor, Morrison, Newhouse, Pardini, Paris, Rabel, Randall, Richardson,

Schumaker, Shera, Smith, Smythe, Van Dyk, Wanamaker, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Adams, Anderson, Backstrom, Bagnariol, Blair, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Cunningham, Douthwaite, Eikenberry, Gallagher, Grant, Hoggins, Hubbard, Hurley, Johnson, Kilbury, King, Kirk, Kiskaddon, Knowles, Kraabel, Litchman, Luders, Lysen, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, North, Perry, Polk, Rosellini, Ross, Savage, Sawyer, Shinpoch, Spanton, Williams, Wojahn.

Not voting: Representatives Barden, Bottiger, Kopet, O'Brien, Thompson.

Engrossed Substitute Senate Bill No. 397 as amended by the House, having failed to receive the constitutional majority, was declared lost.

#### MOTION FOR RECONSIDERATION

Mr. Perry, having voted on the prevailing side, moved that the House do now reconsider the vote by which Engrossed Substitute Senate Bill No. 397 as amended by the House, failed to pass the House.

The motion was carried.

#### RECONSIDERATION

The Speaker stated the question before the House to be reconsideration of final passage of Engrossed Substitute Senate Bill No. 397 as amended by the House.

#### ROLL CALL

The Clerk called the roll on the reconsideration of final passage of Engrossed Substitute Senate Bill No. 397 as amended by the House, and the bill failed to pass the House by the following vote: Yeas, 45; nays, 50; not voting, 4.

Voting yea: Representatives Amen, Bauer, Beck, Benitz, Berentson, Bledsoe, Bluechel, Bozarth, Conner, Copeland, Costanti, Cunningham, Curtis, Farr, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Haussler, Jastad, Jones, Jueling, Julin, Kuehnle, Marsh, Mentor, Morrison, Newhouse, Pardini, Paris, Rabel, Randall, Richardson, Schumaker, Shera, Smith, Smythe, Van Dyk, Wanamaker, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Adams, Anderson, Backstrom, Bagnariol, Blair, Bottiger, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Conway, Douthwaite, Eikenberry, Gallagher, Grant, Hoggins, Hubbard, Hurley, Johnson, Kilbury, King, Kirk, Kiskaddon, Knowles, Kraabel, Litchman, Luders, Lysen, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, North, Perry, Polk, Rosellini, Ross, Savage, Sawyer, Shinpoch, Spanton, Williams, Wojahn.

Not voting: Representatives Barden, Kopet, O'Brien, Thompson.

Engrossed Substitute Senate Bill No. 397 as amended by the House, having failed to receive the constitutional majority, was declared lost.

MOTION

On motion of Mr. Bledsoe, the House recessed until 2:00 p.m.

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AFTERNOON SESSION  
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The House was called to order at 2:00 p.m. by the Speaker (Mr. Morrison presiding). The Clerk called the roll and all members were present except Representative Bradley who was excused.

The Speaker resumed the Chair.

The Speaker declared the House to be at ease.  
The Speaker called the House to order.

MESSAGES FROM THE SENATE

February 20, 1972  
Mr. Speaker: The Senate refuses to grant the request of the House for a conference on ENGROSSED HOUSE BILL NO. 248, adheres to its position, and insists that the House concur in the Senate amendments, and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTIONS

Mr. Bledsoe moved that the House do not concur in the Senate amendments to Engrossed House Bill No. 248 and again ask the Senate for a conference thereon.

Mr. Eikenberry moved that the House do concur in the Senate amendments to Engrossed House Bill No. 248.

Mr. Eikenberry spoke in favor of the motion.

Mr. Chatalas demanded a Call of the House and the demand was sustained.

CALL OF THE HOUSE

The Sergeant at Arms was instructed to lock the doors.

The Clerk called the roll and all members were present except Representatives Bradley, Copeland and Martinis.

On motion of Mr. Wolf, the absent members were excused and the House proceeded with business under the Call of the House.

The Speaker stated the question before the House to be the motion by Mr. Eikenberry that the House do concur in the Senate amendments to Engrossed House Bill No. 248.

Mr. Bottiger spoke in favor of the motion and Mr. Newhouse spoke against it.

Mr. Copeland appeared at the bar of the House.

Mr. Wolf spoke against the motion by Mr. Eikenberry.

Mr. Rosellini demanded an oral roll call and the demand was sustained.

Representatives Brown, Blair, Barden and Bledsoe spoke against the motion.

#### POINT OF INQUIRY

Mr. Bledsoe yielded to question by Mr. Marzano:

Mr. Marzano: "Mr. Bledsoe, what is wrong with this bill that it is so bad?"

Mr. Bledsoe: "You shouldn't have asked, Mr. Marzano. First, there is no provision here for the late shot, blitz mailing without limitations, going into your district, sir, if necessary, on the part of those who might seek to unseat you, and not have to worry about reporting this. Further, there is, as Representative Brown has pointed out, the lack of ceiling of the reporting. It is conceivable by those who would construe this to put into a campaign as much as \$200 without reporting. I sense that is a vast hole. I am still seriously in doubt as to the aggregation of funds leading up to the \$200 limit. I rue the lack of a screening committee. I think it is pitiful that there is no provision in this thing for cross-checking of money in, versus money out, so that there can be some bottom line on the ledger. That and everything else, as far as I am concerned, and the list goes on and on, but for those reasons if for no other, Mr. Marzano, I think that this Senate document is a pretty pitiful thing."

#### POINT OF INQUIRY

Mr. Perry yielded to question by Mr. Douthwaite.

Mr. Douthwaite: "Representative Perry, what I would like to know is, in your opinion, do you think if we turned this down again, and you and your team on the other side of the aisle went back to the Senate and requested sincerely in an effort to work out the three, four or five differences which Representative Brown defined the other day, that we could have another chance? I think it is still unclear when we are going to adjourn. Do you think with another try we could accomplish something, or do you

think this is the last chance to do anything on this issue?"

Mr. Perry: "Well, I hate to say this, but I think this is the last chance to do anything on this issue. If we want a campaign reporting bill at all, we better take this one. I have to share the views of some of my colleagues here--I am not overly enthusiastic about this measure, but it's this or nothing."

Mr. Litchman demanded the previous question, and the demand was sustained.

ROLL CALL

The Clerk called the roll on the motion by Mr. Eikenberry that the House do concur in the Senate amendments to Engrossed House Bill No. 248, and the motion was carried by the following vote: Yeas, 56; nays, 41; not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Bauer, Beck, Benitz, Bottiger, Bozarth, Brouillet, Ceccarelli, Charette, Chatalas, Conner, Eikenberry, Farr, Gallagher, Garrett, Gladder, Grant, Hansey, Hatfield, Haussler, Hubbard, Hurley, Jastad, Johnson, Kilbury, King, Kirk, Knowles, Kuehnle, Litchman, Luders, Lysen, Marsh, Marzano, Maxie, May, McCormick, Merrill, Moon, O'Brien, Perry, Randall, Richardson, Rosellini, Savage, Sawyer, Schumaker, Shinpoch, Spanton, Thompson, Van Dyk, Wojahn.

Voting nay: Representatives Barden, Berentson, Blair, Bledsoe, Bluechel, Brown, Charnley, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Flanagan, Gilleland, Goldsworthy, Hoggins, Jones, Juelling, Julin, Kiskaddon, Kopet, Kraabel, McDermott, Mentor, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Ross, Shera, Smith, Smythe, Wanamaker, Williams, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Bradley, Martinis.

FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed House Bill No. 248 as amended by the Senate.

ROLL CALL

The Speaker stated the question before the House to be the final passage of Engrossed House Bill No. 248 as amended by the Senate, and the bill passed the House by the following vote: Yeas, 60; nays, 37; absent or not voting, 2.

Voting yea: Representatives Adams, Amen, Anderson, Backstrom, Bagnariol, Bauer, Beck, Benitz, Bottiger, Bozarth, Brouillet, Ceccarelli, Charette, Chatalas, Conner, Eikenberry, Farr, Gallagher, Garrett, Gilleland, Gladder, Grant, Hansey, Hatfield, Haussler, Hubbard, Hurley, Jastad, Johnson, Jones, Kilbury, Kirk, Knowles, Kuehnle, Litchman, Luders, Lysen, Marsh, Marzano, Maxie, May, McCormick,

Merrill, Moon, Morrison, Newhouse, O'Brien, Perry, Polk, Randall, Richardson, Rosellini, Savage, Sawyer, Schumaker, Shinpoch, Spanton, Thompson, Van Dyk, Wojahn.

Voting nay: Representatives Barden, Berentson, Blair, Bledsoe, Bluechel, Brown, Charnley, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Flanagan, Goldsworthy, Hoggins, Juelling, Julin, King, Kiskaddon, Kopet, Kraabel, McDermott, Mentor, North, Pardini, Paris, Rabel, Ross, Shera, Smith, Smythe, Wanamaker, Williams, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representatives Bradley, Martinis.

Engrossed House Bill No. 248 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.

#### STATEMENT FOR THE JOURNAL

My vote in favor of Engrossed House Bill No. 248, as amended by the Senate, relating to regulation and reporting of campaign contributions, was so voted in the hope that this will provide some improvement however slight, in our campaign laws. If a better initiative is put together by any of the groups working on this subject, I will help gather signatures and will support a tighter law.

Originally, I voted against the Senate version of House Bill No. 248. I was appointed as one of the House conferees on the bill. However, the Senate rejected any and all efforts to change the Senate version. We are, therefore, approaching the final hours of this Special Session, and are facing a choice of taking the Senate version of the bill or nothing at all. Faced with this choice and wanting the possibility of at least some improvement in our campaign contribution law, I moved to concur with the Senate amendment, and voted for final passage as amended. Imperfect as the bill undoubtedly is, it still is an improvement over what we now have.

KENNETH O. EIKENBERRY, 36th District.

#### MOTION

On motion of Mr. Chatalas, the House dispensed with further business under the Call of the House.

The Speaker declared the House to be at ease.  
The Speaker called the House to order.

Mr. Wolf demanded a Call of the House and the demand was sustained.

#### CALL OF THE HOUSE

The Sergeant at Arms was instructed to lock the doors.

The Clerk called the roll and all members were present except Representatives Backstrom and Bradley.

On motion of Mr. Wolf, the absent members were excused, and the House proceeded with business under the Call of the House.

SENATE AMENDMENTS TO HOUSE BILL

The House resumed consideration of the Senate amendments to Engrossed Substitute House Bill No. 112. (See Journal for 42nd day, February 20, 1972, for Senate amendments.)

The Speaker stated that one Senate amendment to Engrossed Substitute House Bill No. 112 remained, for concurrence or nonconcurrence by the House, i.e., the Senate amendment to page 10, beginning with line 14, to line 17 on page 11.

MOTION FOR RECONSIDERATION

Mr. Kraabel, having voted on the prevailing side, moved that the House do now reconsider the vote by which the House concurred in the following Senate amendment to Engrossed Substitute House Bill No. 112:

On page 10, line 10, delete "\$19,552,220" and insert "\$20,920,688"

Mr. Kraabel spoke in favor of the motion and Mr. Cunningham spoke against it.

Mr. Rosellini demanded an electric roll call and the demand was sustained.

Representatives Brouillet and Smythe spoke against the motion to reconsider the Senate amendment.

POINT OF ORDER

Mr. Moon: "I would like to refer you to Reed's Rule 205 that says, 'A motion to reconsider must be made on the day on which the action sought to be revised was had, and before any action has been taken by the assembly in consequence of it...'"

RULING BY THE SPEAKER

The Speaker: "You are absolutely correct, Mr. Moon, that Reed's Rule 205 does say: 'A motion to reconsider must be made on the day on which the action sought to be revised was had, and before any action has been taken by the assembly in consequence of it...' That is an 'and' requiring both elements and not an 'or' requiring either element, although it could be read that either one of those events could prevent reconsideration.

"In anticipation of this problem, I have examined the prior rulings in prior sessions of Speakers such as Mr. O'Brien, Speaker Schaefer and Speaker Eldridge. And in virtually each instance, where this matter has arisen, where the second part of Reed's Rule 205 requirement has not been met, (that is completion of consideration of the

bill on second reading or deferral of action on that bill to a later time has occurred) it has been held that when the body gets back to the particular bill, even though it may be on a later working day, that the matter is before the House on the same footing and status as it was at that time.

"In 1961, we had the matter on the 43rd day. Mrs. Gleason moved for reconsideration of the vote by which the amendment to the second committee amendment was adopted on the preceding Saturday. Mr. Gorton raised the point of order, claiming that a motion to reconsider two days later was out of order under Reed's Rule 205. The ruling was that House Joint Memorial No. 16, deferred from Saturday afternoon, (the motion made that it retain its place on the second reading calendar two days later)--when the motion was made, it left the bill just where it was on second reading. Therefore, the bill was before the body in the same manner and place in which it was when the vote was taken which was sought to be reconsidered and the point of order was ruled not well taken.

"Then there is a 1965 ruling by Speaker Schaefer where on the 52nd day, amendments were passed to House Bill No. 55. On the 53rd day, at an appointed time, Mr. Bottiger moved that the House reconsider the vote on an amendment to House Bill No. 55. A point of order was raised by Mr. Brachtenbach who requested the Speaker to rule on the propriety of the motion, and he read Reed's Rule 205. The ruling by Speaker Schaefer: 'The bill was held over until today as a special order of business by the vote of the House, which would place any reconsideration in the same position. Therefore Mr. Bottiger's motion for reconsideration is before the House at this time, since it was the agreement of the House to hold the bill over.' I think that the intent of the dual requirement of Reed's Rule 205 is to prevent reconsiderations after the body has really concluded its action on a particular measure, so that there can be no indefinite time in which it can be brought before the House at some later date. Since the House has not concluded its deliberations on the message from the Senate on House Bill No. 112, your point is not well taken."

#### PARLIAMENTARY INQUIRY

Mr. Moon: "I had hoped that you would rule this way. Now I would like to inquire as to whether under Reed's Rule 203, the entire preceding amendments would now be open to reconsideration?"

The Speaker: "You have to reconsider an action by the House, and we did not take those things amendment by amendment. You could only reconsider a particular motion. And as you recall, we handled most of the amendments by a group, under one motion. You could move to reconsider the vote by which a particular motion was passed, but not each amendment."

The Speaker stated the question before the House to be the motion by Mr. Kraabel that the House reconsider the vote by which the House concurred in the Senate amendment

to Engrossed Substitute House Bill No. 112 on page 10, line 10.

POINT OF INQUIRY

Mr. Cunningham yielded to question by Mr. Shera.

Mr. Shera: "Representative Cunningham, did you say that there were no funds whatsoever available in the superintendent's budget for school buses for this year or next year?"

Mr. Cunningham: "For this year, Representative Shera, there was about 50% reimbursement of what you would normally get for this school year. For next year there are no projected funds for reimbursing for capital outlay for new buses."

Mr. Shera: "Does that mean there would be absolutely no purchases by any school district of any buses for next year?"

Mr. Cunningham: "It would have to come from other funds. They would have to take it out of local funds and make it up from some other area because there would be no reimbursement funds coming back from the state, according to my analysis of what is available in the budget, and this is concurred in by many people who have gone through this budget in that area and looked at it very carefully."

Representatives Shera and Kopet spoke in favor of the motion to reconsider.

Mr. Backstrom appeared at the bar of the House.

ROLL CALL

The Clerk called the roll on the motion by Mr. Kraabel to reconsider the vote by which the House concurred in the Senate amendment to Engrossed Substitute House Bill No. 112 to page 10, line 10, and the motion was lost by the following vote: Yeas, 38; nays, 60; not voting, 1.

Voting yea: Representatives Bagnariol, Barden, Benitz, Blair, Bluechel, Brown, Charnley, Copeland, Curtis, Eikenberry, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hatfield, Haussler, Hubbard, Hurley, Jones, Jueling, Julin, Kopet, Kraabel, Kuehnle, Martinis, North, Paris, Polk, Rabel, Richardson, Ross, Schumaker, Shera, Smith, Spanton, Williams, Mr. Speaker.

Voting nay: Representatives Adams, Amen, Anderson, Backstrom, Bauer, Beck, Berentson, Bledsoe, Bottiger, Bozarth, Brouillet, Ceccarelli, Charette, Chatalas, Conner, Conway, Costanti, Cunningham, Douthwaite, Farr, Gallagher, Grant, Hansey, Hoggins, Jastad, Johnson, Kilbury, King, Kirk, Kiskaddon, Knowles, Litchman, Luders, Lysen, Marsh, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, Newhouse, O'Brien, Pardini, Perry, Randall, Rosellini, Savage, Sawyer, Shipoch, Smythe, Thompson, Van Dyk, Wanamaker, Wojahn, Wolf, Zimmerman.

Not voting: Representative Bradley.

## MOTION FOR RECONSIDERATION

Mr. Ross, having voted on the prevailing side, moved that the House do now reconsider the vote by which the House did not concur in the following Senate amendment to Engrossed Substitute House Bill No. 112 on page 3, line 30:

On page 3, line 30, after the word "Appropriation" strike the remainder of the line including "\$286,975" and insert the following:

" : PROVIDED, That \$208,938, or so much thereof as necessary, be allocated to the Divison of Health from state sources for continued support of local kidney centers for the remainder of the 1971-73 biennium..\$495,913"

Mr. Ross spoke in favor of the motion.

Mr. Rosellini demanded an electric roll call and the demand was sustained.

## ROLL CALL

The Clerk called the roll on the motion by Mr. Ross to reconsider the vote by which the House failed to concur in the Senate amendment to Engrossed Substitute House Bill No. 112 on page 3, line 30, and the motion was carried by the following vote: Yeas, 74; nays, 24; not voting, 1.

Voting yea: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Blair, Bluechel, Bottiger, Bozarth, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Douthwaite, Farr, Gallagher, Garrett, Grant, Hansey, Hatfield, Haussler, Hoggins, Hurley, Jastad, Johnson, Julian, Kilbury, King, Kirk, Kiskaddon, Knowles, Kopet, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Mentor, Merrill, Moon, Morrison, O'Brien, Paris, Perry, Rabel, Randall, Richardson, Rosellini, Ross, Savage, Sawyer, Schumaker, Shipoch, Smith, Smythe, Thompson, Van Dyk, Wanamaker, Williams, Wolf, Zimmerman.

Voting nay: Representatives Amen, Barden, Benitz, Berentson, Bledsoe, Brown, Eikenberry, Flanagan, Gilleland, Gladder, Goldsworthy, Hubbard, Jones, Juelling, Kraabel, Kuehnle, Newhouse, North, Pardini, Polk, Shera, Spanton, Wojahn, Mr. Speaker.

Not voting: Representative Bradley.

## RECONSIDERATION

The Speaker stated the question before the House to be the motion to concur in the Senate amendment to Engrossed Substitute House Bill No. 112 on page 3, line 30.

Representatives Ross and Charnley spoke in favor of the amendment.

## PERSONAL PRIVILEGE

Mr. Curtis: "Point of personal privilege. I wanted to explain--the other night when I directed my remarks at

some of the members of the minority in what I thought had been a bad breach of faith, some of the individuals took my remarks personally. They were not aimed at anyone in particular on a personal nature. I wanted to publicly extend my apologies to those of you who may have taken them personally and to tell you, too, that I have subsequently discovered that I think it was probably just a genuine foul-up--that certainly those of you who proposed this were acting in good faith. I hope I didn't impugn your motives. I would like to say to the people on this side of the aisle that those of you who took that hardline vote--that was a tough one and I didn't expect 51 votes to show up on that board. I now feel personally that I need to support this issue. I am going to do so, and I hope everyone on this side of the aisle feels that they can do so also."

The motion was carried, and the House concurred in the Senate amendment to Engrossed Substitute House Bill No. 112 on page 3, line 30.

#### SPEAKER'S PRIVILEGE

The Speaker recognized within the bar of the House, former Lieutenant Governor and Secretary of the State of Washington, the Honorable Victor A. Meyers, and requested that the Sergeant at Arms and Representatives Copeland and O'Brien conduct him to a place on the rostrum.

#### SENATE AMENDMENT TO HOUSE BILL

The Speaker stated the following Senate amendment to Engrossed Substitute House Bill No. 112 remained for concurrence or nonconcurrence by the House:

On page 10, line 14 beginning with "the" strike all the material down to and including "\$15,528,783" on page 11, line 17 and insert the following:

"it is the intent of the legislature that this appropriation is to be made available to the Superintendent of Public Instruction to be allocated for the school year 1972-73 for the purpose of providing a 3 percent salary increase to all certificated personnel including intermediate school districts and a \$21 monthly increase to all classified personnel including intermediate school districts such increases to be over and above each district's certificated and classified contracted salary level for 1971-72: PROVIDED, That subject to the availability of funds in this appropriation after salary allocations are made the Superintendent of Public Instruction shall allocate any excess additional funds from this appropriation to school districts to pay related OASI and employee benefit costs: PROVIDED FURTHER, That the effective date of this increase shall be September 1, 1972: PROVIDED FURTHER, That no portion of this appropriation shall be distributed through

the operations of the school equalization  
formula.....\$14,968,449"

## MOTIONS

Mr. Bledsoe moved that the House do not concur in the Senate amendment to Engrossed Substitute House Bill No. 112 beginning on page 10, line 14, and that the Senate be asked to recede therefrom.

Mr. Marsh moved that the House do concur in the Senate amendment beginning on page 10, line 14.

Mr. Wolf demanded an electric roll call and the demand was sustained.

Representatives Marsh and Luders spoke in favor of the motion to concur, and Representatives Goldsworthy and Kopet spoke against it.

## ROLL CALL

The Clerk called the roll on the motion by Mr. Marsh to concur in the Senate amendment to Engrossed Substitute House Bill No. 112 beginning on page 10, line 14, and the motion was lost by the following vote: Yeas, 40; nays, 58; not voting, 1.

Voting yea: Representatives Adams, Anderson, Bagnariol, Bauer, Beck, Bottiger, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Douthwaite, Gallagher, Grant, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, McCormick, McDermott, Merrill, O'Brien, Perry, Randall, Rosellini, Sawyer, Shinpoch, Van Dyk, Williams, Wojahn.

Voting nay: Representatives Amen, Backstrom, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Brown, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Haussler, Hoggins, Hubbard, Jones, Juelling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, May, Mentor, Moon, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Richardson, Ross, Savage, Schumaker, Shera, Smith, Smythe, Spanton, Thompson, Wanamaker, Wolf, Zimmerman, Mr. Speaker.

Not voting: Representative Bradley.

The Speaker stated the effect of the failure of the motion was that the House refused to concur in the Senate amendment to Engrossed Substitute House Bill No. 112 beginning on page 10, line 14, and asked the Senate to recede therefrom.

## POINT OF INQUIRY

Mr. Goldsworthy yielded to question by Mr. Bledsoe.

Mr. Bledsoe: "Mr. Goldsworthy, there is some speculation as to the actual legislative intent of the salary increase for the faculty administrators of higher

institutions. Therefore, I would ask you this question: How is the appropriation for a three percent salary increase to be administered as it relates to the faculty and administrators at all institutions of higher education, including the community colleges? Could you answer that for me, sir?"

Mr. Goldsworthy: "Representative Bledsoe, the clarification on this, I think, is very important because this question did come up in the Senate. Reading through the bill that relates to this, there was some question on whether this mandates a three percent across-the-board pay raise for everyone, which was not the intent of the Appropriations Committee and certainly not the intent of anyone who worked on this. So we checked this out, just to be sure, with the Office of Program Planning and Fiscal Management, the Governor's office, with the presidents of the universities, and everyone we could think of who might interpret this differently, and the interpretation is the same. The money to Washington State University, for example, goes in there at their discretion after they get it. All people are not mandated a three percent salary increase. The university itself will determine to whom goes the biggest share, or what person will not get as much. And this is agreed to. Everyone has interpreted it this way, and I want, for the record, to state that this is the intent of this House and also the Appropriations Committee."

Mr. Bledsoe: "It is then discretionary with the institutions involved--that the funds be administered as per their discretion?"

Mr. Goldsworthy: "That is correct."

#### MOTIONS

Mr. Bledsoe moved that Engrossed Substitute House Bill No. 112 and the message to the Senate regarding the concurrences and nonconcurrences in Senate amendments be transmitted immediately to the Senate.

On motion of Mr. Bledsoe, the House dispensed with further business under the Call of the House.

On motion of Mr. Bledsoe, the House reverted to the sixth order of business.

#### RESOLUTIONS

HOUSE RESOLUTION NO. 72-99 by Representatives Jones and Chatalas:

WHEREAS, Chapter 180, Laws of 1967, was passed by the 1967 Legislature to regulate small loan agencies and credit unions; and

WHEREAS, Now there appears to be a problem arising for Washington small loan agencies from the transferring of accounts legally made to non-Washington residents which were negotiated out-of-state when these borrowers move into the State of Washington; and

WHEREAS, This problem has created inconvenience to the customers of small loan agencies; and

WHEREAS, There are some questions as to the constitutionality of the provision regarding balances in excess of one thousand dollars and the law which prohibits such activity; and

WHEREAS, The Division of Banking has been in communication with small loan agencies regarding these prohibitions;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Interim Committee on Banking, Insurance and Regulatory Agencies review chapter 180, Laws of 1967, to determine if the existing statute does prohibit the transferring of loans lawfully made out-of-state to non-Washington residents who move into the State of Washington, and if such action is a hardship placed upon small loan companies or their customers.

BE IT FURTHER RESOLVED, That the findings and recommendations be submitted to the next Session of the Legislature.

Mr. Jones moved adoption of the resolution.

Representatives Jones and Chatalas spoke in favor of the resolution, and the resolution was adopted.

#### MOTION

On motion of Mr. Bledsoe, the House recessed until 8:00 p.m.

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#### EVENING SESSION

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The House was called to order at 8:00 p.m. by the Speaker (Mr. Polk presiding). The Clerk called the roll and all members were present.

The Speaker resumed the Chair.

#### SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:  
HOUSE BILL NO. 248.

The Speaker declared the House to be at ease.  
The Speaker called the House to order.

#### RESOLUTIONS

HOUSE RESOLUTION NO. 72-102 by Representatives Goldsworthy and Newhouse:

WHEREAS, The Washington State Legislature at the 1972 Extraordinary Session referred the Washington Future Capital Bonds Program to the people for their consideration and approval; and

WHEREAS, This is the most comprehensive capital bonds program ever contemplated in the State of Washington; and

WHEREAS, A method of funding the bonds, if the program is approved, will be a matter before the next Regular Session of the Washington State Legislature; and

WHEREAS, The next Regular Session of the Washington State Legislature will devote extensive time and attention to the proper expenditure of these funds;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Revenue and Regulatory Agencies Committee of the Legislative Council in conjunction with the Legislative Budget Committee be requested and directed to conduct a study of the funding of these bonds and allocation of all moneys derived from the sale thereof; and

BE IT FURTHER RESOLVED, That the findings and recommendations resulting from the study be reported to the next Regular Session of the Legislature in 1973.

On motion of Mr. Goldsworthy, the resolution was adopted.

MESSAGES FROM THE SENATE

February 22, 1972

Mr. Speaker: The President has signed:

HOUSE BILL NO. 248,

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

SENATE AMENDMENT TO HOUSE CONCURRENT RESOLUTION

February 22, 1972

Mr. Speaker: The Senate has adopted HOUSE CONCURRENT RESOLUTION NO. 29 with the following amendment:

On page 1, line 22, strike "congressional and legislative redistricting"

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

MOTION

On motion of Mr. Morrison, the House concurred in the Senate amendment to House Concurrent Resolution No. 29.

FINAL PASSAGE OF HOUSE CONCURRENT RESOLUTION  
AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of House Concurrent Resolution No. 29 as amended by the Senate.

House Concurrent Resolution No. 29 was adopted.

MESSAGES FROM THE SENATE

February 22, 1972

Mr. Speaker: The Senate adheres to its position on ENGROSSED SUBSTITUTE HOUSE JOINT RESOLUTION NO. 82, and again asks the House to concur,

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

#### MOTIONS

Mr. Bledsoe moved that the House do not concur in the Senate amendment to Engrossed Substitute House Joint Resolution No. 82 and again ask the Senate to recede therefrom.

(For Senate amendment see Journal for the Forty-third day, February 21, 1972.)

Mr. Brown moved that the House do concur in the Senate amendment to Engrossed Substitute House Joint Resolution No. 82.

Mr. Wolf demanded a Call of the House, and the demand was sustained.

#### CALL OF THE HOUSE

The Sergeant at Arms was instructed to lock the doors.

The Clerk called the roll and all members were present except Representatives Jastad, Litchman and Thompson.

On motion of Mr. Bledsoe, the absent members were excused and the House proceeded with business under the Call of the House.

The Speaker stated the question before the House to be the motion by Mr. Brown that the House do concur in the Senate amendment to Engrossed Substitute House Joint Resolution No. 82.

Mr. Brown spoke in favor of the motion.

Mr. Copeland spoke in opposition to the motion by Mr. Brown to concur in the Senate amendment to Engrossed Substitute House Joint Resolution No. 82:

Mr. Copeland: "Mr. Speaker, ladies and gentlemen of the House: I think it is time we have a full disclosure of how we arrived at House Joint Resolution No. 82 (and I am speaking in opposition to the motion to concur in the Senate amendments). In so doing, I want to describe the workings of the ad hoc committee on how we arrived at the compromise position. It was with a great deal of difficulty that many of us reached the compromise position that we were going to disallow school districts from having any safety valve to raise special money for any particular project that they deemed necessary. It was with a great deal of reluctance that many of bought that, and also raised the top limit rates that were contained in HJR 82 when we originally sent it to the Senate.

"But in so doing, and in so reaching this compromise position, we also structured a tax rate that ran from 2.5 to 7 percent, and guaranteed income to the state of Washington for the next biennium of \$130 million which we

felt was adequate for us to do what is said in the Constitution (and that is that our primary function is to take care of an equal educational opportunity for all children). Now, with these funds, we felt that we were moving in the right direction. These funds have to be provided for in some implementing legislation.

"All of the people that were working in that entire negotiation had made a full assumption that we were not talking about HJR 82 all by itself, but that we were talking about HJR 82 with the implementing legislation--with those rates that were prescribed, laid on the table, and indicated that it would raise the \$130 million necessary.

"Unfortunately, misunderstandings developed. Unfortunately we could not get an implementing statute through the Senate. Let me tell you about the discrepancies that occur when you do not have implementing legislation. I have a document in my hand here that the rate produces \$70 million. The implementing legislation for HJR 82 that went out of the House originally raised \$86 million. Our compromise position on the \$130 million was in this document. And yet another one was produced in the Senate not too long ago that could raise \$300 million. So without the implementing legislation, what you are saying to the taxpayer is, 'Mr. Taxpayer, you sign the check. You sign the check, and you let the legislature fill in the amount a year from now.'

"I am saying that isn't good enough to sell tax reform. That isn't anybody's panacea. That isn't the proper way to do business. The people in the state of Washington want to have property tax relief, but they want to have some assurance that the money they are going to contribute is something they can afford. Now, unfortunately, this thing did become unwired. And I am sad to stand up here and have to be a contributor to killing a bill that I worked so hard on. But that is the name of the game, and I would much rather have nothing than something we put before the people that (1) they cannot understand, (2) does not have the limitations, and (3) may not in the future provide the necessary money, or (the other way around) it may extract an excess amount of money from the taxpayer."

Mr. King spoke in favor the motion by Mr. Brown to concur in the Senate amendment to Engrossed Substitute House Joint Resolution No. 82.

Mr. Thompson appeared at the bar of the House.

Mr. Bledsoe spoke against the motion by Mr. Brown:

Mr. Bledsoe: "Mr. Speaker, ladies and gentlemen of the House: Speaking against the motion by my colleague, Mr. Brown, this House worked hard--through hearings, through difficult and careful and tedious floor debate--to fashion a package. First, the permission for this legislature to enact a tax on income, to impose ceilings on the existing taxes, to eliminate some of the taxes that we now pay. And it went the other step saying, 'All right, having been given this power, we will proceed to do this in this fashion.'

"One of the things that we provided--and one of the fatal flaws in the ill-fated House Joint Resolution No. 42, and the fact that the people wisely rejected it, was because it did not have limitations. And so we proposed in HJR 82 that limitations would be provided. You bet we did. Now we could have blended the rates and the base into the Constitution. That we could have done. Then we would have had the package. But inserted into our Constitution would have been about 14 pages of a direct lift out of the Internal Revenue Code. That is no way to approach constitutional law.

"So the proposition that was proposed and adopted by the House Committee on Revenue and Taxation and this floor was to take these rates and that base and blend it into the Constitution by a direct reference in HJR 82 to those rates which could not be changed unless the people ratified it. If they objected to anything that the legislature did, they had a direct right to look over the legislature's shoulder and change it. We then had as much honesty as could be provided, to approach the people, saying: 'Here is the package. Here are the ceilings. Here are the rates. Here is the bundle.'

"We didn't go to the ludicrous lengths we went to in HJR 42 with a 45 or 50 page statute which went into minutiae, which I don't even want to describe, which tore the people apart and wound up being part of the rejection process. We didn't do that. All that was there in the implementing statutes was the base and the rates and again (late in the game) the amendment of the Colorado Plan. All right. We had a package, and we sent it to our colleagues across the lobby. And they sent it back to use, making some revisions with which I am not totally disaffected, but they neglected to send us the floor. And now we are being asked to concur in that and send to the people something that has no base. We are suggesting that we build a house on sand. I don't think that is the kind of proposition I want to submit to the people that I have to go home and live with. Because, you see, I spent some time on some platforms debating HJR 42--about 50 or 60 times. And I got on the platform with some people who were astute enough to pick that thing apart--and they ate me alive, as they should have--because I stood before them with a package that had no ceiling, had no limitations. And they said, 'No thanks, mister.' And these were my friends. 'No thanks.'

"I am a prime sponsor of HJR 82, and I've got a lot of sweat in this thing and a lot of affection for it, and a lot of concern for it. I cannot support it until it is an entire package. It is a broken jar now. You say maybe there is hope in the closing days of the session that we will see the rest of the package--we will have the rates and the base of this proposed income tax. We were visited by a delegation from the Senate not an hour ago, and had a direct conversation with the Chairman of the Ways and Means Committee in the Senate, the Majority Leader in the Senate, and the Majority Caucus Chairman in the Senate. They said this to us: 'There will be no statute. Period. No statute.' All right, you are proposing, Mr. Brown, that we wing this through here, out on the floor and attempt to pass this thing. A house built on sand. And I can't buy

it. Not any way.

"We have attempted--we've worked hard here, and I'm proud of the work of this House. On both sides of the aisle. This is a joint effort. We've put our shoulder to this thing and we've moved it as far as we can. I am disappointed and saddened when the process breaks down. But indeed it has. Because we find that our sister body is unwilling to complete the job. HJR 82 and its House Bill flooring are an integral package, and we have only half of it here now.

"Mr. Brown, I am going to reject your motion. I'm going to vote against it. If I could, I would vote against it twice."

Mr. Haussler spoke against the motion by Mr. Brown to concur in the Senate amendment to Engrossed Substitute House Joint Resolution No. 82.

Mr. Wolf demanded an electric roll call and the demand was sustained.

Mr. Smythe spoke against the motion by Mr. Brown.

Mr. Brouillet spoke in favor of the motion to concur:

Mr. Brouillet: "Thank you, Mr. Speaker, ladies and gentlemen: I can sympathize with Mr. Copeland's position because he did work long and hard. In fact, I would say that he was the single most important legislator in putting this tax package together. He pulled some of us together. We made some comments and some compromises, and came out with HJR 82. It's unfortunate, Tom, and I can appreciate your position.

"As I see it, the thing we are pretty well hung up on is that there aren't enough limitations, and people won't know what to expect. I submit to you about the only thing they don't know what they are going to have in the Constitution is the rates. That's about all the implementing statute does--the rates and the exemptions. Now, I also submit to you that there are plenty of limitations in this constitutional amendment. In fact, there are more than most of us would like to see. We have limitations of seven percent and thirteen percent. We can't have more than six ranges, and they can be no more than half of a percentage apart. These and others provide adequate safeguards.

"I recall HJR 42. When we went out to talk about HJR 42, did anybody ever attack HJR 42? They certainly did not. They spent all their time arguing about House Bill No. 582 and that's what defeated HJR 42. They spent all their time arguing about the implementing statute and forgot what was in the constitutional amendment.

"I submit to you, we are giving the people a much clearer choice by doing it this way. Do you think they are going to be able to understand a five-page constitutional amendment from a bill, and that they aren't going to be confused? I think we are providing more service to the voter by giving them a clean-cut choice--a constitutional amendment which has, again, more limitations than some of us would like to see in it. Why won't we accept that? I

have been down here for some years, and I'm not going to be around when you enact the enabling statute to put this into effect. But I'll say this to you: I've got a great deal of confidence in the legislature. I have never known the spenders to run wild in the legislature. If they were doing that, we wouldn't be down here asking for this. Instead, we would be taxing, taxing, taxing--and we wouldn't be having exemptions either. I think what we have is a responsible legislature, and I'm willing to put my faith in them, because I've seen them perform during the past 15 years. I know they want to do the job and they are going to do the job. They are not going to be stampeded. Sure, we have ups and downs, and the pendulum swings back and forth, but over the years, I think we have come out pretty much in the middle. I say to you what we should do is give the people a chance to vote. We are all here today making decisions on what the people should and should not do. Why don't we let them make the choice? If they don't like it, they will vote against it and defeat it. I don't think we are the sole source of all wisdom here on this floor. I think that the people have the right to vote on it, and make the choice. If they defeat it, they've defeated it. I'm willing to accept that. But I don't think that is going to make tax reform go away. How about letting the people make a choice on this important matter?"

#### POINT OF INQUIRY

Mr. Julin yielded to question by Mr. Flanagan.

Mr. Flanagan: "Representative Julin, you seem to be the attorney who everybody goes to here on this floor to ask questions and get fair answers. A while ago, you made a statement to me. I think you said that if it happened to go before the Supreme Court now again to determine whether income was property or not, the chances were pretty good they would decide income was not property. Would you care to repeat that?"

Mr. Julin: "What if I said no?"

Mr. Flanagan: "Members of the House: Not more than 25 minutes ago I was still very adamant about not concurring with the Senate amendment to HJR 82, without the implementing bill. But since then, I have been thinking hard about the fact that it has been 25 years or more since the court held that income was property (and then only by a five to four decision). I think the chances are pretty good that if this legislature would pass a graduated income tax at the next session of the legislature, without any constitutional limits whatsoever, the court might approve it. The chances are pretty good the court might approve it. That is the thing I am worrying about. In the short time since we came out of that caucus, I have been thinking about the options, as between passing HJR 82 or nothing. Before, I had been more or less taking it for granted that we would pass the implementing bill. Now, I think that even without House Bill No. 354, the people have the chance to get something here that they may never have the chance to

get again. We have constitutional limitations on every major tax--the sales tax, the income tax, the B & O tax, and the property tax--constitutional limitations on every major tax. Up until now, the only constitutional limit we have had on taxation has been a partial limitation on the property tax. Another thing about this is the people have the opportunity to vote if the legislature increases the rates of any one of these four major sources of revenue.

"On the part that Representative Copeland was talking about (the part of HJR 82 which gives the people the opportunity to vote on any change in the taxable income base as defined in the implementing bill) I was worrying about that before also. Actually that amendment went on HJR 82 in the Revenue and Tax Committee as a result of Representative Julin and myself. As the bill came from the Tax Policy Committee, it did not have any definition of taxable income.

"Now, of course, the danger of not having the bill to set the original taxable income levels referred to in HJR 82 is that the legislature can come back and write a statute that will allow a lot of big exemptions in it. In other words, we could increase exemptions up to \$2,000 or \$3,000, and we could add in other charitable, medical, or other kinds of exemptions which would greatly reduce revenue.

"When I get to thinking of the history of this legislature and the time I have been it it, they never seem to like to reduce revenue. They are always looking for new revenue. When they get near the end of the session, everyone is driving for more revenue, and they are even willing to take it away from someone else, out of the budget. So I don't really think this legislature is going to write a statute adding a lot of new exemptions and cutting themselves out of a lot of revenue. I really don't think the chances are too great.

"Now on the other side is the example just given by Representative Copeland where you increase the revenue by changing the relationship between the income levels and the tax rate, within the constitutional ceiling. To do that, you have to start putting a heavier burden on the lower income levels, or really moving more toward a single rate tax. You start having to put a heavier burden at the \$5,000, \$6,000, \$7,000, \$8,000, \$9,000, \$10,000 levels. I know there are a lot of people here who object strongly to taxing the poor people. So there is going to be a lot of resistance to that, too. So when you get to thinking about it, this constitutional amendment is written in such a way that the legislature is going to have to write an implementing statute that will come pretty close to the present revenue levels being considered.

"When you start comparing the option of passing HJR 82 now, or passing nothing--giving up these constitutional limitations on taxes, giving up the right of the people to vote on tax rate changes, giving up the prohibition of special levies, giving up the elimination of the inventory tax--and compare that with the legislature passing a wide-open graduated income tax statute which the court may approve--I'm worried about it. So I think I am going to concur with Representative Brown on this."

## PARLIAMENTARY INQUIRY

Mr. Chatalas: "Mr. Speaker, if this motion fails, what will be the status of Engrossed Substitute House Joint Resolution No. 82?"

The Speaker: "The status of Engrossed Substitute House Joint Resolution 82 will be that it goes back to the Senate with a message from the House that the House refused to concur in the Senate amendment and asks the Senate to recede therefrom."

Mr. Litchman demanded the previous question, and the demand was sustained.

## ROLL CALL

The Clerk called the roll on the motion by Mr. Brown to concur in the Senate amendment to Engrossed Substitute House Joint Resolution No. 82, and the motion was carried by the following vote: Yeas, 50; nays, 48; not voting, 1.

Voting yea: Representatives Adams, Backstrom, Bagnariol, Barden, Bauer, Beck, Blair, Bluechel, Bottiger, Brouillet, Brown, Ceccarelli, Charnley, Chatalas, Conner, Conway, Douthwaite, Flanagan, Gallagher, Grant, Hansey, Hoggins, Hurley, King, Kiskaddon, Kraabel, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, McCormick, McDermott, Mentor, Merrill, North, O'Brien, Paris, Perry, Rosellini, Ross, Savage, Sawyer, Shipoch, Thompson, Williams, Wojahn, Zimmerman.

Voting nay: Representatives Amen, Anderson, Benitz, Berentson, Bledsoe, Bozarth, Bradley, Charette, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Garrett, Gilleland, Gladder, Goldsworthy, Hatfield, Haussler, Hubbard, Johnson, Jones, Juelling, Julin, Kilbury, Kirk, Knowles, Kopet, Kuehne, May, Moon, Morrison, Newhouse, Pardini, Polk, Rabel, Randall, Richardson, Schumaker, Shera, Smith, Smythe, Spanton, Van Dyk, Waramaker, Wolf, Mr. Speaker.

Not voting: Representative Jastad.

FINAL PASSAGE OF HOUSE JOINT RESOLUTION  
AS AMENDED BY SENATE

The Speaker stated the question before the House to be the final passage of Engrossed Substitute House Joint Resolution No. 82 as amended by the Senate.

Mr. Wolf demanded an oral roll call and the demand was sustained.

The Speaker declared the House to be at ease.  
The Speaker called the House to order.

Representatives Brown and Barden spoke in favor of passage of Engrossed Substitute House Joint Resolution No. 82.

MOTION

Mr. Grant moved that the Rules Committee be relieved of further consideration of SENATE JOINT RESOLUTION NO. 112 and that it be placed on the third reading calendar immediately.

MOTION

On motion of Mr. Bledsoe, the motion by Mr. Grant was laid on the table.

Mr. Hubbard spoke against passage of Engrossed Substitute House Joint Resolution No. 82 as amended by the Senate, and Mr. Backstrom spoke in favor of it.

Mr. Jastad appeared at the bar of the House.

Mr. Bledsoe demanded the previous question and the demand was sustained.

The Speaker stated the question before the House to be final passage of Engrossed Substitute House Joint Resolution No. 82 as amended by the Senate.

MOTION FOR RECONSIDERATION

Mr. Ross, having voted on the prevailing side, moved that the House do now reconsider the vote by which the House concurred in the Senate amendment to Engrossed Substitute House Joint Resolution No. 82.

Mr. Ross spoke in favor of the motion and Mr. Douthwaite spoke against it.

PARLIAMENTARY INQUIRY

Mr. O'Brien: "It appears to me you now have Engrossed Substitute House Joint Resolution No. 82 on final passage. It is beyond the stage of reconsideration. Could you reply to that parliamentary inquiry?"

The Speaker: "Why is it beyond the stage of reconsideration, Mr. O'Brien? The motion is to reconsider the vote by which the House concurred in the Senate amendment. That was the last action adopted by this body. There has been no intervening business and nothing has transpired in pursuance thereof, except debate."

Mr. O'Brien: "Except that you put it on final passage. You moved it from the point of the motion to concur, to final passage. After this debate was had, the vote would then be called for. It is also my position that the previous question has already been asked for. The previous question has been requested on final passage of HJR 82."

The Speaker: "There has been no intervening business. Nothing has transpired in the House pursuant to the adoption of the motion to concur. I believe the motion to reconsider is in order."

## MOTION

Mr. Grant moved that the motion by Mr. Ross be laid on the table.

Mr. Wolf demanded an electric roll call and the demand was sustained.

## PARLIAMENTARY INQUIRY

Mr. Sawyer: "I don't quite understand the procedure. When we hear that motion come from over there, there is no roll call. When it comes from here, there is an electric roll call."

The Speaker: "What is your point of parliamentary inquiry, Mr. Sawyer?"

Mr. Sawyer: "I wonder what the difference is."

The Speaker: "You are out of order, Mr. Sawyer."

## ROLL CALL

The Clerk called the roll on the motion by Mr. Grant to table the motion by Mr. Ross to reconsider the vote by which the House concurred in the Senate amendment to Engrossed Substitute House Joint Resolution No. 82, and the motion to table was lost by the following vote: Yeas, 48; nays, 51; not voting, 0.

Voting yea: Representatives Adams, Anderson, Bagnariol, Bauer, Beck, Benitz, Bottiger, Bradley, Ceccarelli, Charette, Charnley, Chatalas, Conner, Douthwaite, Eikenberry, Flanagan, Gallagher, Garrett, Gilleland, Grant, Hatfield, Haussler, Hurley, Jastad, Johnson, Jueling, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, McCormick, McDermott, Merrill, O'Brien, Randall, Rosellini, Savage, Sawyer, Shinpoch, Thompson, Van Dyk, Williams, Wojahn.

Voting nay: Representatives Amen, Backstrom, Barden, Berentson, Blair, Bledsoe, Bluechel, Bozarth, Brouillet, Brown, Conway, Copeland, Costanti, Cunningham, Curtis, Farr, Gladder, Goldsworthy, Hansey, Hoggins, Hubbard, Jones, Julin, Kilbury, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, May, Mentor, Moon, Morrison, Newhouse, North, Pardini, Paris, Perry, Polk, Rabel, Richardson, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf, Zimmerman, Mr. Speaker.

The Speaker stated the question before the House to be the motion by Mr. Ross to reconsider the vote by which the House concurred in the Senate amendment to Engrossed Substitute House Joint Resolution No. 82.

POINT OF ORDER

Mr. King: "It appears to me as though we have just had some intervening business. We have had a motion, and an electric roll call vote, which is in the record."

The Speaker: "Intervening between what and what?"

Mr. King: "Between the motion by Mr. Ross to reconsider and the vote on final passage of Engrossed Substitute House Joint Resolution No. 82."

The Speaker: "No, we are not on final passage of Engrossed Substitute House Joint Resolution No. 82. The motion to table failed. We are back to the motion to reconsider the vote by which the House concurred in the Senate amendment to Engrossed Substitute House Joint Resolution No. 82."

Mr. Chatalas demanded an electric roll call and the demand was sustained.

ROLL CALL

The Clerk called the roll on the motion by Mr. Ross to reconsider the vote by which the House concurred in the Senate amendment to Engrossed Substitute House Joint Resolution No. 82 and the motion was lost by the following vote: Yeas, 42; nays, 57; not voting, 0.

Voting yea: Representatives Amen, Backstrom, Beck, Berentson, Bledsoe, Bozarth, Conner, Conway, Copeland, Costanti, Cunningham, Curtis, Farr, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Hubbard, Jones, Julin, Kirk, Kopet, Kraabel, Kuehne, Mentor, Morrison, Newhouse, Pardini, Paris, Polk, Rabel, Richardson, Ross, Smith, Smythe, Spanton, Van Dyk, Wanamaker, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Adams, Anderson, Bagnariol, Barden, Bauer, Benitz, Blair, Bluechel, Bottiger, Bradley, Brouillet, Brown, Ceccarelli, Charette, Charnley, Chatalas, Douthwaite, Eikenberry, Flanagan, Gallagher, Garrett, Grant, Haussler, Hoggins, Hurley, Jastad, Johnson, Jueling, Kilbury, King, Kiskaddon, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, North, O'Brien, Perry, Randall, Rosellini, Savage, Sawyer, Schumaker, Shera, Shinpoch, Thompson, Williams, Wojahn.

The Speaker stated the question before the House to be final passage of Engrossed Substitute House Joint Resolution No. 82 as amended by the Senate.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Joint Resolution No. 82 as amended by the Senate, and the resolution failed to pass the House by the following vote: Yeas, 44; nays, 55; not voting, 0.

Voting yea: Representatives Backstrom, Barden,

Pauer, Beck, Blair, Bluechel, Bottiger, Bradley, Brouillet, Brown, Ceccarelli, Charnley, Chatalas, Conner, Conway, Cunningham, Douthwaite, Farr, Flanagan, Gilleland, Hansey, Hoggins, Johnson, Jones, King, Kiskaddon, Kraabel, Litchman, Marsh, Martinis, Maxie, McDermott, Mentor, North, O'Brien, Paris, Rabel, Ross, Savage, Shinpoch, Thompson, Wanamaker, Williams, Zimmerman.

Voting nay: Representatives Adams, Amen, Anderson, Bagnariol, Benitz, Berentson, Fledsoe, Bozarth, Charette, Copeland, Ccostanti, Curtis, Eikenberry, Gallagher, Garrett, Gladder, Goldsworthy, Grant, Hatfield, Haussler, Hubbard, Hurley, Jastad, Juelling, Julin, Kilbury, Kirk, Knowles, Kopet, Kuehnle, Luders, Lysen, Marzano, May, McCormick, Merrill, Moon, Morrison, Newhouse, Pardini, Perry, Polk, Randall, Richardson, Rosellini, Sawyer, Schumaker, Shera, Smith, Smythe, Spanton, Van Dyk, Wojahn, Wolf, Mr. Speaker.

Engrossed Substitute House Joint Resolution No. 82 as amended by the Senate, having failed to receive the constitutional majority, was declared lost.

#### STATEMENT FOR THE JOURNAL

I served on the Governor's Tax Policy Committee and had high hopes that we would develop an equitable tax proposal, but we were led down "an Alice in Wonderland path."

This constitutional amendment, HJR 82, is a document made up of legalistic double talk designed to provoke a negative vote from voters who are unable to understand it and to insure a negative vote from those few who are able to understand it.

This constitutional amendment is purported to bring about some tax equities, but it contains numerous traps and loopholes which provide the opportunity to circumvent the objectives of those of us who want to correct tax inequities. These traps and loopholes provide a trade-off to many special interests which make this total package repugnant and unacceptable.

It is a boondoggle of benefits for the business-corporate complex that is arrived at and provided for at the expense of the individual taxpayer of the state.

The basic criteria of those of us who want to establish a new tax policy requires a shift of the tax burden from our regressive tax system to one based more on ability to pay: This requires the establishment of a graduated income tax. Any new tax must also have constitutional limitations. I support a graduated income tax with limitations but I am opposed to the restrictions in this constitutional amendment because it severely restricts the ability of future generations of legislatures and future generations of citizens to develop a reasonable and prudent tax system to meet the needs of their generation.

The responsibility for tax limitations should rest with the people through their elected representatives and with the people themselves.

I sincerely urge you to vote against this restrictive--Alice in Wonderland--approach to tax reform.

CHARLES MOON, 39th District.

MOTION

Mr. Bagnariol moved that the Committee on Rules and Administration be relieved of SENATE JOINT RESOLUTION NO. 112 and that it be placed on final passage.

Mr. Grant demanded an oral roll call and the demand was sustained.

MOTION

Mr. Bledsoe moved that the motion by Mr. Bagnariol be laid on the table.

Mr. Wolf demanded an electric roll call and the demand was sustained.

ROLL CALL

The Clerk called the roll on the motion by Mr. Bledsoe to table the motion by Mr. Bagnariol to relieve the Committee on Rules and Administration of Senate Joint Resolution No. 112 and place it on final passage and the motion to table was carried by the following vote: Yeas, 50; nays, 49; not voting, 0.

Voting yea: Representatives Amen, Barden, Benitz, Berentson, Blair, Bledsoe, Bluechel, Brown, Conway, Copeland, Costanti, Cunningham, Curtis, Farr, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hoggins, Hubbard, Jones, Juelling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehne, Mentor, Morrison, Newhouse, North, Pardini, Paris, Polk, Rabel, Randall, Richardson, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Wanamaker, Wolf, Zimmerman, Mr. Speaker.

Voting nay: Representatives Adams, Anderson, Backstrom, Bagnariol, Bauer, Beck, Bottiger, Bozarth, Bradley, Brouillet, Ceccarelli, Charette, Charnley, Chatalas, Conner, Douthwaite, Eikenberry, Gallagher, Grant, Hatfield, Haussler, Hurley, Jastad, Johnson, Kilbury, King, Knowles, Litchman, Luders, Lysen, Marsh, Martinis, Marzano, Maxie, May, McCormick, McDermott, Merrill, Moon, O'Brien, Perry, Rosellini, Savage, Sawyer, Shinpoch, Thompson, Van Dyk, Williams, Wojahn.

MESSAGES FROM THE SENATE

February 22, 1972

Mr. Speaker: The Senate has receded from the attached amendments to ENGROSSED SUBSTITUTE HOUSE BILL NO. 112, and has passed the bill without the following amendments:

On page 3, line 1, strike "\$197,958" and insert "\$342,264"

On page 6, line 21, strike "\$7,791,165" and insert "\$6,866,165"

On page 7, following line 14 and before "Urban" on line 15 insert the following:

"General Fund Appropriation: For construction costs of two black-top play areas, approximately fifty feet by one hundred feet with roof covering to be attached

to adjacent buildings on the grounds of the Washington state school for the deaf in Vancouver, Washington.....\$100,000"

On page 7, line 29, after "appropriation" strike the remainder of the line and insert:

": PROVIDED, That \$21,500 shall be used exclusively for the State Comprehensive Health Planning Advisory Council: PROVIDED FURTHER, That neither federal nor state moneys shall be expended for the attorney general's intelligence unit.....\$192,218"

On page 7, after line 29 and before line 30, insert the following:

"NEW SECTION. Sec. . FOR THE STATE AUDITOR  
Motor Vehicle Fund Appropriation.....\$96,051  
General Fund Appropriation.....\$47,697"

On page 8, Section 10, between lines 1 and 2 insert:  
"Plumbing Certificate Fund Appropriation for administration of Chapter..., laws of 1972, 1st ex. sess. (SSB 261).....\$ 7,000"

On page 8, after line 4 and before line 5 insert the following new section:

"NEW SECTION. Sec. . FOR THE CANAL COMMISSION  
General Fund Appropriation.....\$20,000"

On page 8, beginning with ": PROVIDED" on line 7 strike all the material down to and including "activities" on line 13

On page 8, line 13, strike "\$392,275" and insert "\$192,275"

On page 10, line 14 beginning with "the" strike all the material down to and including "\$15,528,783" on page 11, line 17 and insert the following:

"it is the intent of the legislature that his appropriation is to be made available to the Superintendent of Public Instruction to be allocated for the school year 1972-73 for the purpose of providing a 3 percent salary increase to all certificated personnel including intermediate school districts and a \$21 monthly increase to all classified personnel including intermediate school districts such increases to be over and above each district's certificated and classified contracted salary level for 1971-72: PROVIDED, That subject to the availability of funds in this appropriation after salary allocations are made, the Superintendent of Public Instruction shall allocate any excess additional funds from this appropriation to school districts to pay related OASI and employee benefit costs: PROVIDED FURTHER, That the effective date of this increase shall be

September 1, 1972: PROVIDED FURTHER, That no portion of this appropriation shall be distributed through the operations of the school equalization formula.....\$14,968,449"

On page 11, line 20, strike all the material after "Appropriation" and insert:

": PROVIDED, That \$30,000 of this appropriation shall be used exclusively for the Minority Affairs Program.....\$211,714"

On page 11, line 29, strike all the material after "year" and insert the following:

": PROVIDED, That not more than 3,500 shall be expended for a survey and study on the impact of commercial fishing on Discovery Bay, to be conducted by the Fisheries Research Institute, in cooperation with the Interim Committee on Fisheries, Game and Game Fish.....\$226,288"

On page 13, line 19 add a new section to read as follows:

"NEW SECTION. Sec. .FOR THE EASTERN WASHINGTON STATE COLLEGE  
General Fund Appropriation: For constructing and equipping Turnbull Environmental Teaching-Research Facility.....\$217,500"

On page 13, line 21, beginning with "For" strike all the material down to and including "\$529,571" on page 17, line 19 and insert the following:

"For a \$21 monthly per classified employee cost of living increase effective September 1, 1972, to be allocated to state agencies.

General Fund Appropriation.....\$3,391,059

General Fund--Special Funds Benefit Account Appropriation: PROVIDED, That allocation for salary and health insurance increases for special funded agencies shall be made from this special funds benefit account hereby created within the general fund: PROVIDED FURTHER, That amounts to be disbursed from the allocations made by the governor from the special funds benefit account to special funded agencies shall from time to time be reimbursed by transfer thereto by the state treasurer from fund balances available, on or before the day prior to the scheduled disbursement.....\$3,419,703

For a \$21 monthly per classified employee cost of living increase effective September 1, 1972, to be allotted to institutions of higher education, including community colleges.

General Fund Appropriation.....\$2,432,199

For a 3 percent cost of living increase effective September 1, 1972, to be allotted to institutions of higher

education, including community colleges,  
for faculty and administrators.

General Fund Appropriation.....\$3,771,388"

On page 17, after line 22 and before line 23, insert  
the following new sections:

"NEW SECTION. Sec. .FOR THE INTERIM COMMITTEE ON  
FISHERIES, GAME AND GAME FISH

General Fund Appropriation.....\$30,000

NEW SECTION. Sec. . FOR THE MUNICIPAL COMMITTEE  
General Fund Appropriation.....\$18,593

NEW SECTION. Sec. . FOR THE INTERIM COMMITTEE ON  
BANKING, INSURANCE AND UTILITY REGULATION

General Fund Appropriation.....\$35,146

NEW SECTION Sec. . FOR THE JOINT COMMITTEE ON  
GOVERNMENTAL COOPERATION

General Fund Appropriation.....\$20,000"

and the same is herewith transmitted.

Sidney R. Snyder, Secretary.

#### FINAL PASSAGE OF HOUSE BILL AS AMENDED BY SENATE

The Speaker stated the question before the House to  
be the final passage of Engrossed Substitute House Bill No.  
112 as amended by the Senate.

Mr. Wolf demanded an oral roll call and the demand  
was sustained.

#### ROLL CALL

The Clerk called the roll on the final passage of  
Engrossed Substitute House Bill No. 112 as amended by the  
Senate, and the bill passed the House by the following  
vote: Yeas, 51; nays, 48; not voting. 0.

Voting yea: Representatives Anderson, Backstrom,  
Bauer, Benitz, Berentson, Blair, Bledsoe, Bluechel,  
Bradley, Ceccarelli, Charette, Charnley, Copeland,  
Costanti, Cunningham, Curtis, Flanagan, Garrett, Gilleland,  
Goldsworthy, Hansey, Hoggins, Hubbard, Jastad, Johnson,  
Jones, Jueling, Kirk, Kiskaddon, Knowles, Kopet, Kraabel,  
Litchman, Marzano, Maxie, McDermott, Newhouse, O'Brien,  
Pardini, Paris, Perry, Rabel, Savage, Schumaker, Spera,  
Smith, Smythe, Thompson, Wanamaker, Zimmerman, Mr. Speaker.

Voting nay: Representatives Adams, Amen, Bagnariol,  
Barden, Beck, Bottiger, Bozarth, Brouillet, Brown,  
Chatalas, Conner, Conway, Douthwaite, Eikenberry, Farr,  
Gallagher, Gladder, Grant, Hatfield, Haussler, Hurley,  
Julin, Kilbury, King, Kuehnle, Luders, Lysen, Marsh,  
Martinis, May, McCormick, Mentor, Merrill, Moon, Morrison,  
North, Polk, Randall, Richardon, Rosellini, Ross, Sawyer,  
Shinpoeh, Spanton, Van Dyk, Williams, Wojahn, Wolf.

Engrossed Substitute House Bill No. 112 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.

REQUEST FOR REMARKS IN JOURNAL

At the request of Mr. Newhouse, and with the consent of the House, Mr. Copeland's remarks on Engrossed Substitute House Joint Resolution No. 82 were ordered entered in the Journal.

MOTION

Mr. May moved that the Committee on Rules and Administration be relieved of further consideration of SENATE JOINT RESOLUTION NO. 112.

MOTION

Mr. Bledsoe moved that Engrossed Senate Joint Resolution No. 112 be indefinitely postponed.

The motion was carried on a rising vote.

MOTION

On motion of Mr. Wolf, the House dispensed with further business under the Call of the House.

MESSAGES FROM THE SENATE

February 22, 1972

Mr. Speaker: The Senate has failed to pass:  
SUBSTITUTE HOUSE BILL NO. 514,  
and the same is herewith transmitted.  
Bill Gleason, Assistant Secretary.

The Speaker declared the House to be at ease.  
The Speaker called the House to order.

MESSAGES FROM THE SENATE

February 21, 1972

Mr. Speaker: The Senate has adopted:  
SENATE CONCURRENT RESOLUTION NO. 18,  
and the same is herewith transmitted.  
Sidney R. Snyder, Secretary.

MOTION

On motion of Mr. Bledsoe, the House reverted to the fourth order of business.

INTRODUCTION AND FIRST READING

SENATE CONCURRENT RESOLUTION NO. 18, by Senators Bailey, Greive and Durkan:

Relates to appointment of committee to notify the Governor of the legislature's adjournment.

## MOTION

On motion of Mr. Bledsoe, the rules were suspended and Senate Concurrent Resolution No. 18 was placed on final passage.

Mr. Beck spoke against Senate Concurrent Resolution No. 18.

## PERSONAL PRIVILEGE

Mr. Ross: "I would like to take this opportunity to commend Stewart Bledsoe as our Majority Leader of the Republican Caucus. I think this will be the last time he will be Mr. Majority Leader. All I want to say to Mr. Bledsoe is that it has been nice serving with you. It has been a pleasure and an honor, and God speed. I hope to see you in Washington, D.C., Stu."

## PERSONAL PRIVILEGE

Mr. O'Brien: "My point of personal privilege pertains to a great and honorable American who is going to leave our side of the aisle to seek greener pastures--a gentleman who has a deep and thorough knowledge in the world of education--the Honorable Frank 'Buster' Brouillet."

The Speaker stated the question before the House to be final passage of Senate Concurrent Resolution No. 18.

The resolution was adopted.

## SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:  
HOUSE CONCURRENT RESOLUTION NO. 29.

## PERSONAL PRIVILEGE

Mr. McDermott: "Mr. Speaker, ladies and gentlemen of the House: When I entered this House, I entered both with anticipation and some awe at what I was about to enter. Anticipation at the opportunities that this House provides for the people of Washington, and some awe at what I was expected to do. As I leave it, I leave it with some sadness, but also some gratitude. Sadness because you've all taught me some things that I wouldn't have learned from anybody else. Now some of the lessons--I must say, I smarted a little when I learned them. But thank you very much. It has been a pleasure to serve with all of you. There is an Irish blessing that says it as well as I ever could: 'May there always be a warm fire at your hearth; And may the road always rise to your coming. And may you be in Heaven half an hour before He finds you are gone.' Thank you."

SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:  
SUBSTITUTE HOUSE BILL NO. 112.

RESOLUTIONS

HOUSE RESOLUTION NO. 72-100 by Committee on Rules and Administration:

WHEREAS, The Second Extraordinary Session of the Forty-second Legislature is drawing to a close; and

WHEREAS, It is necessary to provide for the completion of the work of the House after its adjournment and during the interim period between the close of the Second Extraordinary Session of the Forty-second Legislature and the Forty-third Regular Session;

NOW, THEREFORE, BE IT RESOLVED, That the Chief Clerk and the Assistant Chief Clerk of the House of Representatives are directed to complete the work of the Second Extraordinary Session of the Forty-second Legislature, and all details that arise therefrom, including the editing, indexing and publishing of the journal of the House for the Second Extraordinary Session. For such purposes said clerks during the thirty calendar days next following the adjournment of such Second Extraordinary Session shall be allowed their regular per diem rate for each of such days actually spent in such work; and

BE IT FURTHER RESOLVED, That the Sergeant-at-Arms is hereby directed to complete the necessary work of the Second Extraordinary Session of the Forty-second Legislature, to see that the House Chamber, adjoining rooms, members' offices, furniture and equipment are clean and in good order, and to make the necessary inventory of furnishings, fixtures, and supplies. For this purpose the Sergeant-at-Arms during the thirty calendar days following the adjournment of such Second Extraordinary Session shall be allowed his regular per diem for each of such days actually spent in such work as authorized and allowed and may hire with the approval of the Speaker such employees as are necessary to assist him; and

BE IT FURTHER RESOLVED, That the Speaker and the Chief Clerk be and they are hereby authorized and directed to retain such additional employees as they deem necessary to complete the work of the Second Extraordinary Session of the Forty-second Legislature and fix their compensation therefor; and

BE IT FURTHER RESOLVED, That the Speaker and the Chief Clerk be authorized and directed to make out the necessary vouchers upon which warrants shall be drawn for the final payment of all expenses in connection with the closing business and for all other business of the House of Representatives for the Second Extraordinary Session of the Forty-second Legislature; and

BE IT FURTHER RESOLVED, That the State Treasurer be, and he is hereby directed to draw his warrants for the payment of salaries, per diems, in lieu payments, and reimbursements of and to the members of the House of Representatives, the elected officers of the House of Representatives, and the retained employees each month upon

vouchers signed by the members, officers or employees and approved by the Speaker of the House of Representatives and by the Chief Clerk of the House of Representatives, and he is authorized to deliver the warrants to the Chief Clerk of the House of Representatives for delivery or mailing to those entitled thereto; and

WHEREAS, It is desirable that certain leaders of the House of Representatives attend the meetings of the Annual National Conference of State Legislative Leaders in order that the benefits of participating therein may inure to the House of Representatives;

NOW, THEREFORE, BE IT RESOLVED, That the Speaker of the House of Representatives, the Speaker Pro Tempore, and not more than six additional members of the leadership from each Caucus, as selected by the Speaker and the Minority Floor Leader, are hereby authorized to attend the 1972 session of the Annual National Conference of State Legislative Leaders; and

BE IT FURTHER RESOLVED, That they be reimbursed for expenses incurred in attending such conferences at the per diem rate provided by RCW 44.04.120, plus mileage to and from the conferences at the rate of ten cents per mile, except that if travel was by means of common carrier then only actual fare may be claimed, said reimbursement to be paid on their vouchers from any appropriation made to the House of Representatives for legislative expense; and

WHEREAS, It is desirable that the Chief Clerk of the House of Representatives and the Assistant Chief Clerk attend the annual meeting of the National Legislative Conference, annually arranged by the Council of State Governments, in order that the House of Representatives of the State of Washington may benefit from the exchange of ideas with the legislative officials of the other states, and such benefits from the participation therein may inure to the House of Representatives in furthering the efficiency and economy of its operation;

NOW, THEREFORE, BE IT RESOLVED, That the Chief Clerk and Assistant Chief Clerk of the House be, and they are hereby authorized to attend the 1972 session of the National Legislative Conference; and

BE IT FURTHER RESOLVED, That they be reimbursed for expenses incurred in attending such conferences at the rate prescribed by RCW 43.03.050, plus mileage to and from the conferences at the rate of ten cents per mile, except that if travel was by means of common carrier then only actual fare may be claimed, said reimbursement to be paid on their vouchers out of funds appropriated for legislative expenses; and

WHEREAS, It is desirable that the members of this House who are or may be members of the executive committee or of the standing committees of the Council of State Governments or its Western Conference shall attend the meetings of said Council or Conference in order that benefits from the participation therein may inure to the House of Representatives;

NOW, THEREFORE, BE IT RESOLVED, That the Speaker of the House of Representatives may authorize the attendance of said committee members at such meetings as may be held in 1972; and

BE IT FURTHER RESOLVED, That they be reimbursed for

expenses incurred in attending such meetings at the per diem rate provided by RCW 44.04.120, plus mileage to and from the meetings at the rate of ten cents per mile, except that if travel was by means of common carrier only actual fare may be claimed, said reimbursement to be paid on their vouchers from any appropriation made to the House of Representatives for legislative expense; and

WHEREAS, New developments in legislative processes and administration are constantly occurring; and

WHEREAS, The substantive matters requiring legislative action are becoming increasingly complex; and

WHEREAS, The Council of State Governments and other organizations are offering in the next biennium a variety of training and continuing education courses and meetings on such subjects; and

WHEREAS, The participation in such activities by members of the House and legislative staff will benefit the House in furthering the efficiency and economy of its operation;

NOW, THEREFORE, BE IT RESOLVED, That the Speaker may authorize the attendance of members and staff members at such courses or meetings as he may deem pertinent and may authorize the expenditure of registration or tuition fees and reimbursement for subsistence and travel for such purpose: PROVIDED, That reimbursement for members shall be at the rates prescribed by this resolution and reimbursement for staff members shall be at rates prescribed by this resolution;

BE IT FURTHER RESOLVED, That the Speaker is authorized to approve vouchers of the legislative leaders of the House, as well as the representatives chosen by the respective caucuses to be the leaders of the Forty-third Session of the Legislature, covering expenses incurred during the interim or in preparation for the sessions of the Legislature and organizational duties in connection therewith, at the per diem rate provided by RCW 44.04.120, for each day or major portion thereof, plus mileage at the rate of ten cents per mile; and

BE IT FURTHER RESOLVED, That the Chief Clerk and the Assistant Chief Clerk be and they are hereby authorized and directed, during such number of days prior to the opening of the next regular and any extraordinary sessions of the Legislature as may be authorized by the Speaker, to hire any necessary employees, to order necessary supplies, equipment and printing to enable the House to commence its work promptly and efficiently, and to accept prefiled bills, memorials and resolutions as directed by the Rules of the House. For such purposes they shall be allowed their regular per diem therefor; and

BE IT FURTHER RESOLVED, That the Sergeant-at-Arms be and he is hereby authorized and directed, during such number of days prior to the opening of the next regular and any extraordinary sessions of the Legislature as may be authorized by the Speaker, to prepare the House Chamber, committee rooms, members' offices for use, and to perform other necessary work in connection with the opening of the Legislature, and for such purposes he shall be allowed his regular per diem therefor and may hire with the approval of the Speaker such employees to assist him as may be necessary; and

BE IT FURTHER RESOLVED, That during legislative interims, commencing with the thirty-first calendar day following the adjournment of any of the extraordinary sessions of the Forty-second Legislature, or upon any sooner date upon which they may elect to terminate the receipt of legislative per diem, and exclusive of such periods prior to, during, or directly following the sessions when they are entitled to be paid their regular legislative per diem rate, the Chief Clerk of the House shall receive a salary of \$375 per month and the Assistant Chief Clerk shall receive a salary of \$275 per month, together with their necessary travel expenses in connection therewith at the rate prescribed by RCW 43.03.050, plus mileage at the rate of ten cents per mile, for the purpose of jointly attending to all duties of their respective offices, including the supervision of the preparation of monthly payrolls, preparation of members' expens vouchers, mailing of warrants, and attending to necessary correspondence and all other duties in connection with the business of the House of Representatives; and to be in attendance for the purpose of providing advice, counsel and information when the Chamber is used for such purposes as the YMCA Youth Legislature and the Governor's Industrial Safety Conference; and

BE IT FURTHER RESOLVED, That during legislative interims, commencing with the thirty-first calendar day following the adjournment of any of the extraordinary sessions of the Forty-second Legislature, or upon any sooner date upon which he may elect to terminate the receipt of legislative per diem, and exclusive of such periods prior to, during, or directly following the sessions when he is entitled to be paid his regular legislative per diem rate, the Sergenat-at-Arms of the House shall receive a salary of \$325 per month, together with necessary travel expenses in connection therewith at the per diem rate prescribed by RCW 43.03.050, plus mileage at the rate of ten cents per mile, to oversee all House facilities and equipment and any repairs thereto, and be in attendance when the House Chamber is being used for such purposes as the YMCA Youth Legislature and the Governor's Industrial Safety Conference; and

BE IT FURTHER RESOLVED, That after the adjournment of the Forty-second Legislature the use of the House Chamber, any of its committee rooms, members' offices, or any of the furniture or furnishings therein, shall not be granted to anyone without the permission of the Speaker and the Chief Clerk of the House of Representatives; and

BE IT FURTHER RESOLVED, That the Facilities Committee direct its attention to the condition of the roll call machine and the amplification system in the House Chamber and make such replacements and/or repairs to assure the members of the reliable function thereof; and

BE IT FURTHER RESOLVED, That the Chief Clerk is authorized to express the sympathy of the House by sending flowers in the event of a bereavement in a Representative's family; and

BE IT FURTHER RESOLVED, That the Chief Clerk be authorized to make out the necessary vouchers upon which warrants for the foregoing expenses and expenditures shall be drawn.

On motion of Mr. Bledsoe, the resolution was adopted.

HOUSE RESOLUTION NO. 72-101 by Representative Morrison:

WHEREAS, Legislative interim problems are becoming increasingly more complex;

NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives, That the Speaker is authorized to appoint one Representative from each political party as liaison members of the Legislative Transportation Committee.

BE IT FURTHER RESOLVED, That the Chief Clerk is authorized to pay out of any appropriation to the House of Representatives for the expenses of such liaison members at the rates prescribed by RCW 44.04.120, upon voucher presented showing attendance of the committee meetings.

On motion of Mr. Morrison, the resolution was adopted.

HOUSE RESOLUTION NO. 72-103 by Representative Bledsoe:

BE IT RESOLVED, That all bills in possession of the Chief Clerk, committees or committee clerks be indefinitely postponed.

On motion of Mr. Bledsoe, the resolution was adopted.

HOUSE RESOLUTION NO. 72-104 by Representative Bledsoe:

BE IT RESOLVED, By the House of Representatives, That a committee of three be appointed to notify the Senate that the House is about to adjourn sine die.

On motion of Mr. Bledsoe, the resolution was adopted.

#### APPOINTMENT OF COMMITTEE

Under the provisions House Resolution No. 72-104, the Speaker appointed Representatives Grant, Goldsworthy and Wolf to notify the Senate that the House of Representatives was about to adjourn sine die.

#### COMMITTEE FROM THE SENATE

A committee from the Senate comprised of Senators Bailey, Greive and Atwood appeared before the bar of the House to notify the House that the Senate was about to adjourn sine die.

The Speaker: "Thank you, very much, Senator Greive. After having seen you once or twice a week for the last six or seven months, believe it or not, I'm going to miss it. Thank you for your cooperation, during this session. We were able much better than last session, I feel, to enter into this with a spirit of cooperation, establishing our cut-offs, establishing our priorities, and letting each other know exactly what our plans and desire were. We

never fulfilled those to the utmost, but on behalf of myself and this House, thank you for your cooperation during this session."

#### REPORT OF SPECIAL COMMITTEE

The committee appointed to notify the Senate that the House was about to adjourn sine die appeared before the bar of the House and reported the committee had performed its mission.

The report was received and the committee was discharged.

#### MESSAGES FROM THE SENATE

February 22, 1972

Mr. Speaker: In accordance with Senate Concurrent Resolution No. 18, the President has appointed as members of the Committee to notify the Governor that the Senate is about to adjourn sine die: Senators Sandison, Lewis and Mardesich.

Sidney R. Snyder, Secretary.

February 22, 1972

Mr. Speaker: The President has signed:

SENATE CONCURRENT RESOLUTION NO. 18,  
and the same is herewith transmitted.

Bill Gleason, Assistant Secretary.

#### APPOINTMENT OF COMMITTEE

Under the provisions of Senate Concurrent Resolution No. 18, the Speaker appointed as members of the committee to notify the Governor that the legislature was about to adjourn sine die, Representatives North, Morrison and Perry.

#### REQUEST FOR REMARKS IN JOURNAL

At the request of Mr. Zimmerman, and with the consent of the House, the remarks of Representatives Flanagan and Bledsoe with regard to Engrossed Substitute House Joint Resolution No. 82 were ordered entered in the Journal.

At the request of Mr. Thompson, and with the consent of the House, the remarks of Mr. Brouillet with regard to Engrossed Substitute House Joint Resolution No. 82 were ordered entered in the Journal.

#### MESSAGES FROM THE SENATE

February 22, 1972

Mr. Speaker: The President has signed:

SUBSTITUTE HOUSE BILL NO. 112,  
HOUSE CONCURRENT RESOLUTION NO. 29,  
and the same is herewith transmitted.

Bill Gleason, Assistant Secretary.

POINT OF INQUIRY

Mr. Bradley: "Mr. Speaker, I'd like to ask a question if I may. Now that I am being fired, am I eligible for unemployment compensation?"

The Speaker: "The gentleman from Pacific-Grays Harbor, Mr. Charette, do you have an answer to that question? You are a labor expert."

Mr. Charette: "I think under section 19 of the act we passed in 1970, Mr. Bradley would realize he would not be eligible, because you must be gainfully employed."

PERSONAL PRIVILEGE

Mr. Grant: "Mr. Speaker, I think perhaps we should say, from our side of the aisle, that we have been most appreciative of your conduct in this session. Your rulings have been judicious. Your attitude toward the minority has been a good one. We appreciate it. Thank you, very much."

PERSONAL PRIVILEGE

Mr. Bledsoe: "Mr. Speaker, I was hoping that those remarks would emanate from the minority, for that is truly the sharpest test. If you can rule, as you have, fairly and still with regard for your position and your caucus, and still maintain the loyalty and respect of the minority, you have done the job. I salute you. And Tom, it has been a pleasure watching you grow under fire. It's a tough job. I watched you do it, and I have been delighted with every day. They have been better days, each one behind the other."

The Speaker: "Thank you very much, and my appreciation to both sides of the aisle and every member of this House for the industrious and hard-working manner in which you approached this legislative session, and the cooperation which both sides have shown in getting the job done. Thank you very much."

PERSONAL PRIVILEGE

Mr. Grant: "I would just like to say from this side of the aisle that we are going to miss Mr. Bledsoe next time."

PERSONAL PRIVILEGE

Mr. Charnley: "I would like to add to that. The second day that I sat in this Chamber last year, I rose to my feet rather brashly to make a few remarks on something I felt very strongly about. As I was sitting down, a page handed me a note. At that moment, Mr. Bledsoe was on his feet answering me--disagreeing with me, but directly. I looked at the note. It was a note from Stu that went something like 'Welcome aboard, Donn. Good speech. Wrong maybe, but good speech.' And it was a little startling to have the words here, and hear the words there. What I am

saying, Stu, is that you gave me a good lesson that day, and I shall never forget it. Thank you."

REPORT OF SPECIAL COMMITTEE

The House members of the committee appointed to notify the Governor that the legislature was about to adjourn sine die appeared before the bar of the House and stated that the committee had so notified the Governor, and that he was willing that the session adjourn sine die.

The report was received and the committee was discharged.

SIGNED BY THE SPEAKER

The Speaker announced that he was about to sign:  
SENATE BILL NO. 62,  
SENATE BILL NO. 90,  
SUBSTITUTE SENATE BILL NO. 96,  
SENATE BILL NO. 111,  
SENATE BILL NO. 414,  
SENATE CONCURRENT RESOLUTION NO. 18.

MOTION

On motion of Mr. Morrison, reading of the Journal of the Forty-fourth Day of the Second Extraordinary Session of the Forty-second Legislature was dispensed with and it was ordered to stand approved.

MOTION

On motion of Mr. Bledsoe, the House of Representatives of the Second Extraordinary Session of the Forty-second Legislature adjourned sine die.

THOMAS A. SWAYZE, JR., Speaker.  
MALCOLM McBEATH, Chief Clerk.

## APPENDIX

	Pages
House Legislative Leaders.....	1390
House Roster.....	1391
House Standing Committees.....	1405
House Members' Individual Committee Assignments.....	1407
Legislative Interim Committees.....	1411
House Bills Passed by Both House and Senate.	1419
House Memorials and Resolutions Passed by Both House and Senate.....	1421
Senate Bills Passed by Both Senate and House	1422
Senate Memorials and Resolutions Passed by Both Senate and House.....	1424
Governor's Messages on House Bills Vetoed and Partially Vetoed.....	1425
House Bills, Memorials, Resolutions-History Index.....	1435
House Floor Resolutions-History Index.....	1593
Senate Bills, Memorials, Resolutions- History Index.....	1613
General Topical Index.....	1638

## HOUSE LEGISLATIVE LEADERS - 1972

Speaker.....Thomas A. Swayze, Jr.  
Speaker Pro Tempore.....Thomas L. Copeland  
Majority Leader.....Stewart Bledsoe  
Majority Whip.....Hal Wolf  
Majority Caucus Chairman.....Irving Newhouse  
Assistant Majority Floor Leader.....Sid Morrison  
Majority Caucus Secretary.....Lois North  
Majority Caucus Coordinator.....A.J. "Bud" Pardini  
Minority Leader.....Leonard A. Sawyer  
Democratic Organization Leader.....Gary Grant  
Democratic Caucus Chairman...William "Bill" Chatalas  
Democratic Caucus Secretary.....Margaret Hurley  
Chairman, Minority Exec. Comm.....John L. O'Brien  
Democratic Chairman Pro Tem.....Charles Moon  
Democratic Campaign Coordinator.....Robert A. Perry  
Assistant Minority Floor Leader.....Richard A. King  
Assistant Minority Floor Leader....John M. Rosellini  
Assistant Minority Floor Leader.....Dave Ceccarelli  
Assistant Minority Floor Leader.....R. Ted Bottiger  
Assistant Minority Floor Leader...Robert L. Charette

APPENDIX  
 HOUSE ROSTER - 1972  
 FORTY-SECOND SESSION--SECOND EXTRAORDINARY SESSION

THOMAS A. SWAYZE, JR., Speaker

MALCOLM "DUTCH" McBEATH, Chief Clerk

NAME OF MEMBER	Mailing Address	Age	Birthplace	Occupation	Dis- trict	Politi- tics	County	Previous Sessions served
Adams, A. A.....	3418 Shorecliff Dr. N.E. Tacoma 98422	71	Washington	Chiropractor	26	D	Pierce,pt...	1969-69 Ex.-70 Ex. 71-71 Ex.
Amen, Otto.....	Rt. 1, Box 48, Ritzville 99169	59	Washington	Farmer, Pharmacist	9B	R	Lincoln Adams.....	1967-67 Ex.-69-69 Ex. 70 Ex.-71-71 Ex.
Anderson, Eric, O.....	627 Grand Ave. Hoquiam 98550	69	New Zealand	Retired	19	D	Pacific..... Grays Harbor. pt.....	1961-61 Ex.-63-63 Ex 65-65 Ex.-67-67 Ex.- 69-69 Ex.-70 Ex.-71 71 Ex.
Backstrom, Henry.....	516 Olympic, Arlington 98223	74	Connecticut	Insurance and Investments	39	D	Snohomish, pt.....	1959-59 Ex.-61-61 Ex. 63-63 Ex.-65-65 Ex.- 67-67 Ex.-69-69 Ex.- 70 x.-71-71 Ex.
Bagnariol, John.....	10450 61st Ave. South Seattle 98178	39	Washington	Insurance	35	D	King,pt.....	1967-67 Ex.-69-69 Ex.- 70-ex.-71-71 Ex.
Barden, Paul.....	1112 S. 168 St. Seattle 98148	35	Washington	Banker	30	R	King,pt.....	1967-67 Ex.-69-69 Ex.- 70 Ex.-71-71 Ex.

APPENDIX  
HOUSE ROSTER - 1972  
FORTY-SECOND SESSION--SECOND EXTRAORDINARY SESSION

1392

NAME OF MEMBER	Mailing Address	Age	Birthplace	Occupation	Dis- trict	Poli- tics	County	Previous Sessions served
Bauer, Albert.....	13611 N. E. 20th, Vancouver 98664	43	Montana	Teacher	17	D	Klickitat, Skamania, Clark,pt....	1971-71 Ex.
Beck, C. W. "Red".....	2400 Beach Dr. Port Orchard 98366	63	Indiana	Property Manager	23	D	Kitsap,pt...71	1961-61 Ex.-63-63 Ex.- 65-65 Ex.-67-67 Ex.- 69-69 Ex.-70 Ex.-71- 71 Ex.
Benitz, Max E.....	Rt. 2, Box 181 Prosser 99350	55	Kansas	Agriculture	8B	R	Benton,pt...71-71	1963-69 Ex.-70 Ex.- 71 Ex.
Berentson, Duane L.....	P. O. Box 426, Burlington 98233	43	Washington	Broker, Dealer in Securities	40	R	San Juan Skagit.....70	1963-63 Ex.-65-65 Ex.- 67-67 Ex.-69-69 Ex.- 70 Ex.-71-71 Ex.
Blair, Scott.....	8712 25th N.E., Seattle 98115	41	Washington	Mechanical Engineer	46	R	King, pt....	1971-71 Ex.
Bledsoe, Stewart.....	Rt.3,Box 60-B, Ellensburg 98926	49	California	Cattle Rancher	13	R	Grant, Kittitas....71	1965-65 Ex.-67-67 Ex.- 69-69 Ex.-70 Ex.-71- 71 Ex.
Bluechel, Alan.....	12534 68th Ave. N.E.Kirkland 98033	47	Canada	Pres.-Loctwall Corporation	1	R	King,pt....70	1967-67 Ex.-69-69 Ex.- 70 Ex.-71-71 Ex.

Name	Address	City	Profession	Age	Sex	Political Party	Term	Expirations
Bottiger, R. Ted	1965-65 Ex.-67-67 Ex. 8849 Pacific Ave. Tacoma 98444	Washington	Attorney	39	D	Pierce,pt...	29	69-69 Ex.-70 Ex.-71-71 Ex.
Bozarth, Horace W.	Mansfield 98830	Washington	Farmer	77	D	Chelan..... Douglas.....	12	1955-55 Ex.-57-59-59 Ex.-61-61 Ex.-63-63 Ex.-65-65 Ex.-67-67 Ex.-69-69 Ex.-70 Ex.- 71-71 Ex.
Bradley, H. Stan	8114 7th Ave. S.W. Seattle 98106	Washington	Auto Repair	50	D	King,pt.....	31	1971-71 Ex.
Brouillet, Frank B.	619 7th Ave. S. W. Puyallup 98371	Washington	Director Personnel Highline Community College	43	D	Pierce,pt...	25	1957-59-59 Ex.-61-61 Ex.-63-63 Ex.-65-65 Ex.-67-67 Ex.-69-69 Ex.-70 Ex.-71-71 Ex.
Brown, Arthur C.	16020 Densmore N. Seattle 98133	Georgia	Systems Analyst	50	R	King,pt.....	1	1969-69 Ex.-70 Ex.- 71-71 Ex.
Ceccarelli, Dave	3823 42nd S.W. Seattle 98116	Washington	District Mgr. Libby, McNeill & Libby	38	D	King, pt.....	34	1967-67 Ex.-69-69 Ex.- 70 Ex.-71-71 Ex.
Charette, Robert L.	P. O. Box 63, Aberdeen 98520	Washington	Attorney	48	D	Pacific, Grays Harbor,pt...	19	Senate 1963-63 Ex. 65 Ex. House 67-67 Ex. 69-69 Ex.-70 Ex.- 71-71 Ex.
Charnley, Donn	19344 11th Ave.N.W. Seattle 98177	Michigan	Professor	43		King,pt.....		1971-71 Ex.

APPENDIX  
HOUSE ROSTER - 1972  
FORTY-SECOND SESSION--SECOND EXTRAORDINARY SESSION

1394

NAME OF MEMBER	Mailing Address	Age	Birthplace	Occupation	Dis- trict	Poli- tics	County	Previous Sessions served
Chatalas, William "Bill".....	4803 42nd Ave. So. Seattle 98118	64	Turkey	Real Estate & Business Consultant	33	D	King, pt.....	1961-61 Ex.-63-63 Ex. 65-65 Ex.-67-67 E: 69-69 Ex.-70 Ex.-71- 71 Ex.
Conner, Paul H.....	Rt. 3, Box 472, Sequim 98382	46	Washington	Real Estate, Logger	24	D	Clallam Mason Jefferson...	1959-59 Ex.-61-61 Ex. 63-63 Ex.-65-65 Ex. 67-67 Ex.-69-69 Ex.- 70 Ex.-71-71 Ex.
Conway, Floyd.....	Rt. 11, Box 340 Olympia 98501	42	Washington	Teacher	22	R	Thurston....	1969-69 Ex.-70 Ex.- 71-71 Ex.
Copeland, Thomas L.....	Rt. 3, Walla Walla 99362	47	Oregon	Farmer	11B	R	Walla Walla, pt....	1957-59-59 Ex.-61-61 Ex.-63-63 Ex.-65-65 Ex.-67-67 Ex.-69-69 Ex.-70 Ex.-71-71 Ex.
Costanti, D. James.....	1215 Doser St., Edison 98246	61	Washington	School Admin. Commercial Fisherman	40	R	San Juan Skagit.....	1970 Ex.-71-71 Ex.
Cunningham, Norwood.....	750 Alvord Ave. Kent 98031	55	Washington	Educator	30	R	King, pt.....	1965-65 Ex.-67-67 Ex. 69-69 Ex.-70 Ex.-71- 71 Ex.

Curtis, Robert "Bob".....	P. O. Box 0188 East Wenatchee 98801	38	Washington	Partner/Mgr. Curtis Thriftway Supermarket	12	R	Chelan, Douglas.....	1969-69 Ex.-70 Ex.- 71-71 Ex.
Douthwaite, Jeff.....	5518 31st N.E. Seattle 98105	42	Canada	Professor	32A	D	King,pt.....	1971-71 Ex.
Eikenberry Kenneth O.....	Suite 500, 3rd & Lenora Bldg. Seattle 98121	39	Washington	Attorney	36	R	King,pt.....	1971-71 Ex.
Farr, Dr. Caswell J.....	1800 C. St. Bellingham 98225	50	Washington	Dentist	42	R	Whatcom.....	1967-67 Ex.-69-69 Ex. 70 Ex.-71-71 Ex.
Flanagan, S. E. "Sid"....	Rt. 1, Box 205 Quincy 98848	62	Washington	Farmer, Cattleman	13	R	Grant Kittitas....	1961-61 Ex.-63-63 Ex. 65-65 Ex.-67-67 Ex. 69-69 Ex.-70-Ex.- 71-71 Ex.
Gallagher, P.J. "Jim".....	125 S. 72nd., Tacoma 98408	56	Washington	Public Relations Officer, Auto Transport Co.	29	D	Pierce,pt...	1961-61 Ex.-63-63 Ex. 65-65 Ex.-67-67 Ex.- 69-69 Ex.-70 Ex.-71- 71 Ex.
Garrett, Donald G.....	Rt. 8, Box 750 Yakima 98902	46	Oregon	Real Estate Broker	14	R	Yakima,pt...None	
Gilleland, James E.....	10503 N.E.4th St. Bellevue 98004	53	Washington	Owner-Pres. Gilleland Oil	48	R	King,pt.,Sno- homish,pt...	1971-71 Ex.
Gladder, Carlton A.....	W.2211 Sharp Ave. Spokane 99201	62	Minnesota	Life Insurance Executive	7	R	Spokane,pt..	1967-67 Ex.-69-69 Ex. 70 Ex.-71-71 Ex.

APPENDIX  
HOUSE ROSTER - 1972  
FORTY-SECOND SESSION--SECOND EXTRAORDINARY SESSION

1396

NAME OF MEMBER	Mailing Address	Age	Birthplace	Occupation	Dis- trict	Poli- tics	County	Previous Sessions served
Goldsworthy, Robert F.....	Rt. 2, Rosalia 99170	54	Washington	Farmer	9A	R	Whitman.....	1957-59-59 Ex.-61- 61 Ex.-63-63 Ex.-65- 65 Ex.-67-67 Ex.-69- 69 Ex.-70 Ex.-71-71 Ex.
Grant, Gary.....	25823 132nd S.E. Kent 98031	37	Wisconsin	Labor Relations	47	D	King,pt.....	1963-63 Ex.-65-65 Ex. 67-67 Ex.-69-69 Ex.- 70 Ex.-71-71 Ex.
Hansey, Donald G.....	1551 Lakewood Lane, Bell- ingham 98225	42	Washington	Poultry, Hatcheryman	42	R	Whatcom.....	1971-71 Ex.
Hatfield, Chet.....	4510 Avalanche Yakima 98902	60	Washington	Retail Merchant	14	R	Yakima,pt...	1969-69 Ex.-70 Ex.- 71-71 Ex.
Hausler, Joe D.....	Box 949, Omak 98841	69	Texas	Banker, Car Dealer, Orchardist	2A	D	Okanogan....	1963-63 Ex.-65-65 Ex. 67-67 Ex.-69-69 Ex.- 70 Ex.-71-71 Ex.
Hoggins, Dale E.....	21826 95th Ave.W. Edmonds 98020	39	Washington	Principal & Teacher	21	R	Snohomish,pt.	1967-67 Ex.-69-69 Ex. 70 Ex.-71-71 Ex.

Hubbard, Vaughn.....	Box 126, Waitsburg 99361	49	Washington	Lawyer	11A R	Asotin Columbia Garfield, Walla Walla. 1967-67 Ex.-69-69 Ex. pt.....70 Ex.-71-71 Ex.
Hurley, Margaret.....	730 E.Boone Ave. Spokane 99202		Minnesota	Teacher	3 D	1953-53 Ex.-55-55 Ex. 57-59-59 Ex.-61-61 Ex 63-63 Ex.-65-65 Ex.- Spokane, 67-67 Ex.-69-69 Ex.- pt.....70 Ex.-71-71 Ex.
Jastad, Elmer.....	Box 67, Morton 98356	65	Washington	Pharmacist	20 D	Lewis, 1965-65 Ex.-67-67 Ex. Grays Har- 69-69 Ex.-70 Ex.-71- bor,pt.....71 Ex.
Johnson, Doris J.....	737 Tacoma Pl. Kennewick 99336		Washington	Educator	16A D	1965-65 Ex.-67-67 Ex. Benton,pt...71-71 Ex.
Jones, John D.....	18 Bridlewood Circle, Kirk- land 98033	48	Wales	Pacific N. W. Bell	48 R	King,part Snohomish, 1 precinct..1971-71 Ex.
Jueling, Helmut L.....	5215 So. Tacoma Way, Tacoma 98409	58	Nebraska	Owner, White Hand Linen Supply	28 R	1961-61 Ex.-63-63 Ex. 65-65 Ex.-67-67 Ex.- 69-69 Ex.-70 Ex.-71- Pierce,pt...71 Ex.
Julin, Axel C.....	4615 Lake Washington Blvd., S. E. Bellevue 98004	53	Idaho	Lawyer	41 R	1969-69 Ex.-70 Ex.- King, pt....71-71 Ex.

APPENDIX  
HOUSE ROSTER - 1972  
FORTY-SECOND SESSION--SECOND EXTRAORDINARY SESSION

1398

NAME OF MEMBER	Mailing Address	Age	Birthplace	Occupation	Dis- trict	Poli- tics	County	Previous Sessions served
Kilbury, Charles D.....	Box 2482, Pasco 99302	52	Washington	Insurance Broker	16B	D	Franklin....	1971-71 Ex.
King, Richard A.....	309 77th Pl. S.W. Everett 98202	37	Washington	College Teacher	38	D	Snohomish, pt.....	1965-65 Ex.-67-67 Ex. 69-69 Ex.-70-71-71 Ex.
Kirk, Gladys.....	1236 Bigelow N. Seattle 98109		Colorado	Homemaker	36	R	King, pt....	1957-61-61 Ex.-63-63 Ex.-65-65 Ex.-67-67 Ex.-69-69 Ex.-70 Ex. 71-71 Ex.
Kiskaddon, Bill.....	4404 242nd S.W. Mountlake Terrace 98043	41	California	Research Engineer	21	R	Snohomish,pt.	1967-67 Ex.-69-69 Ex. 70 Ex.-71-71 Ex.
Knowles, Walt O.....	925 W. Sprague Spokane 99204	55	Washington	Attorney	4	D	Spokane,pt..	1971-71 Ex.
Kopet, Jerry C.....	1728 S. Lincoln Spokane 98203	60	Oregon	Pharmacist	6	R	Spokane,pt..	1967-67 Ex.-69-69 Ex. 70 Ex.-71-71 Ex.
Kraabel, Paul B.....	5221 18th N.E. Seattle 98105	38	Washington	Electronics Engineer	46	R	King, pt....	1971-71 Ex.

Kuehnle, James P.....	S. 1122 Skyline Pl. Spokane 99206	47	Iowa	President, Holiday Pools, Inc.	4	R	Spokane, pt..	1969-69 Ex.-70 Ex.- 71-71 Ex.
Litchman, Mark.....	Lake Union Bldg. 1700 Westlake Ave.N. Seattle 98109	46	Washington	Attorney	45	D	King, pt.....	1955-55 Ex.-57-59-59 Ex.-61-61 Ex.-63-63 Ex.-65-65 Ex.-67 Ex.-69-69 Ex.-70 Ex. 71-71 Ex.
Luders, Edward T.....	N. 5620 Moore Spokane 99208	43	Washington	Teacher	5B	D	Spokane, pt..	1971-71 Ex.
Lysen, King.....	12844 Shorecrest Drive S.W., Seattle 98146	29	Minnesota	Program Coordinator Seattle Youth Div.	31	D	King, pt....	1971-71 Ex.
Marsh, Daniel G.....	1111 Broadway Vancouver 98660	34	Oregon	Attorney	49	D	Clark, pt.....	1965-65 Ex.-67-67 Ex. 69-69 Ex.-70 Ex-71Ex.
Martinis, John.....	2304 8th St. Everett 98201	41	Washington	Retail Merchant	38	D	Snohomish, pt.....	1969-69 Ex.-70 Ex. 71-71 Ex.
Marzano, Frank.....	2501 S.Melrose St. Tacoma 98405	49	Washington	Driver- Salesman	27	D	Pierce, pt... 71 Ex.	1965-65 Ex.-67-67 Ex. 69-69 Ex.-70 Ex.-71- 71 Ex.
Maxie, Peggy Joan.....	3302 E. Pine, Seattle 98122		Texas	Student/Family Counselor	37	D	King, pt....	1971-71 Ex.
May, William J. S. "Bill"...	W. 711 Waverly Place, Spokane 99205	69	England	Executive Sec. Labor Council	3	D	Spokane, pt..	1961-61 Ex.-63-63 Ex. 65-65 Ex.-67-67 Ex. 69-69 Ex.-70-71-71 Ex.

APPENDIX  
HOUSE ROSTER - 1972  
FORTY-SECOND SESSION--SECOND EXTRAORDINARY SESSION

1400

NAME OF MEMBER	Mailing Address	Age	Birthplace	Occupation	Dis- trict	Poli- tics	County	Previous Sessions served
McCormick, Geraldine.....	W. 3909 Lyons, Spokane 99208		Washington	Homemaker	5A	D	Spokane, pt..	1969-69 Ex-70 Ex.- 71-71 Ex.
McDermott, James A.....	1650 22nd E. Seattle 98102	34	Illinois	Child Psychiatrist	43	D	King, pt.....	1971-71 Ex.
Mentor, Joe.....	Rt. 4, Box 2350 Bremerton 98310	38	Louisiana	Building Contractor	10	R	Island- Kitsap, pt...	1969-69 Ex.-70 Ex. 71-71 Ex.
Merrill, John.....	9259 57th Ave.S. Seattle 98118	56	Washington	Real Estate & Insurance	35	D	King, pt.....	1967-67 Ex-69-69 Ex. 70 Ex.-71-71 Ex.
Moon, Charles.....	Rt. 2, Box 427A Snohomish 98290	48	Wyoming	Veterinarian	39	D	Snohomish, pt.....	1963-63 Ex.-65-65 Ex. 67-67 Ex.-69-69 Ex.- 70 Ex.-71-71 Ex.
Morrison, Sid. W.....	Rt. 1, Box 220AA, Zillah 98953	38	Washington	Fruit Grower	15	R	Yakima, pt...	1967-67 Ex.-69-69 Ex. 70 Ex.-71-71 Ex.
Newhouse, Irving.....	Rt. 1, Box 130, Mabton 98935	51	Washington	Farming Cattle Feeding	8A	R	Yakima, pt...	1965-65 Ex.-67-67 Ex. 69-69 Ex.-70 Ex.-71- 71 Ex.
North, Lois.....	853 N.W. Elford Dr. Seattle 98177		California	Housewife	44	R	King, pt.....	1969-69 Ex.-70 Ex.- 71-71 Ex.

		1305 Joseph		Certified				1941-43-44 Ex.-45-49- 50 Ex.-51-51 Ex.-51 2nd Ex.-53-53 Ex.-55- 55 Ex.-57 - 59-59 Ex. 63 Ex.-65-65 Ex.-67- 61-61 Ex.-63- 67 Ex.-69-69 Ex.- 70 Ex. 71-71 Ex.	
O'Brien, John L.....	Vance Building, Seattle 98101	60	Washington	Public Accountant	33	D	King,pt.....	70	Ex. 71-71 Ex.
Pardini, A. J.....	E. 1625 20th Spokane 99203	39	Pennsylvania	Bank Executive	6	R	Spokane,pt..	71-71	1969-69 Ex.-70 Ex. Ex.
Paris, William.....	620 Oregon Way Longview 98632	44	Oklahoma	Minister	18	R	Cowlitz, Wahkiakum...	1971-71	Ex.
Perry, Robert A.....	1154 N. 92nd St. Seattle 98103	50	New York	Electrical Construction	45	D	King,pt.....	70	1959-59 Ex.-61-61 Ex. 63-63 Ex.-65-65 Ex. 67-67 Ex.-69-69 Ex.- 70 Ex.-71-71 Ex.
Polk, William M.....	7220 92nd Ave. S.E. Mercer Island 98040	36	Texas	Architect	41	R	King, pt....	1971-71	Ex.
Rabel, John B.....	5308 N.E.43rd Seattle 98105	30	Washington	Machinery Distributor	43	R	King,pt.....	1971-71	Ex.
Randall, Dr. Robert W...	3040 Marine Dr., Bremerton 98310	50	Illinois	Optometrist	23	D	Kitsap,pt...	71-71	1969-69 Ex.-70 Ex. Ex.
Richardson, H. D."Rich"....	Box 13218 Spokane 99213	48	Florida	Ford Dealer, Rancher	7	R	Spokane,pt..	None	
Rosellini, John M.....	1213 4th Ave. So. Seattle 98134	32	Washington	I.B.M. Marketing Representative	34	D	King,pt.....	70	1967-67 Ex.-69-69 Ex. Ex.-71-71 Ex.

APPENDIX  
HOUSE ROSTER - 1972  
FORTY-SECOND SESSION--SECOND EXTRAORDINARY SESSION

1402

NAME OF MEMBER	Mailing Address	Age	Birthplace	Occupation	Dis- trict	Poli- tics	County	Previous Sessions served
Ross, Michael K.....	620 21st Ave. Seattle 98122	30	Iowa	Contractor	37	R	King, pt...	1971-71 Ex. 1939-41-43-44 Ex.-51- 51 Ex.-51 2nd Ex.-53- 53 Ex.-55-55 Ex.-57- 63-63 Ex.-65-65 Ex. 69-69 Ex.-70 Ex.- 71-71 Ex.
Savage, Charles R.....	2011 King St. Shelton 98584	65	Wisconsin	Logging	24	D	Clallam Mason Jefferson..	1955-55 Ex.-57-59-59 Ex.-61-61 Ex.-63-63 Ex. 65-65 Ex.-67-67 Ex.69 69 Ex.-70 Ex.-71-71 Ex.
Sawyer, Leonard A.....	2821 E. Main, Puyallup 98371	46	Washington	Attorney	25	D	Pierce,pt..	1969-69 Ex.-70 Ex.- 71-71 Ex.
Schumaker, William "Bill".....	208 West 5th Colville 99114	56	Washington	Gunsmith, Outdoor Writer, Photographer	2B	R	Pend Oreille Stevens Ferry.....	1969-69 Ex.-70 Ex. 71-71 Ex.
Shera, Ned.....	8516-130th S.W. Tacoma 98498	40	Washington	Exec. Vice Pres. Ins. Firm	28	R	Pierce, pt..	1969-69 Ex.-70 Ex.- 71-71 Ex.
Shinpoch, A.N. "Bud".....	361 Maple Ave. N.W. Renton 98055	47	Oklahoma	Industrial Engineer	47	D	King, pt....	1970 Ex.-71-71 Ex.
Smith, Warren.....	P.O.Box 245, Centralia 98531	50	Ohio	Insurance	20	R	Lewis, Grays Harbor,pt...	1971-71 Ex.

Smythe, Richard.....	5204 DuBois Dr. Vancouver 98661	45	Washington	Mgr./Pacific N. W. Bell	49	R	Clark,pt....	1967-67 Ex.-69-69 Ex. 70 Ex.-71-71 Ex.
Spanton, Keith J.....	3803 4th St. Union Gap 98903	47	Washington	Real Estate	15	R	Yakima, pt..	1967-67 Ex.-69-69 Ex. 70 Ex.-71-71 Ex.
Swayze, Jr., Thomas A.....	Legislative Bldg. Olympia 98504	40	Washington	Attorney	26	R	Pierce,pt...70	1967-67 Ex.-69-69 Ex. Ex.-71-71 Ex.
Thompson, Alan.....	303 Estey Drive Castle Rock 98611	44	Iowa	Publisher	18	D	Cowlitz, Wahkiakum...71-71	1965-65 Ex.-67-67 Ex. 69-69 Ex.-70 Ex.- Ex.
Van Dyk, Dan.....	7585 Noon Rd., Lynden 98264	28	Washington	Owner/Operator Vandy Farm	42	D	Whatcom.....	1971-71 Ex.
Wanamaker, F. Pat.....	Rt.1,Box 193A Coupeville 98239	61	Washington	Retired Farmer, Real Estate	10	R	Island Kitsap,pt...70	1967-67 Ex.-69-69 Ex. Ex.-71-71 Ex.
Williams, Alvin C.....	2515 No. 40th Seattle 98103	41	No. Dakota	Architect	32B	D	King,pt.....	1970 Ex.-71-71 Ex.
Wojahn, Lorraine.....	3592 E.Kay St. Tacoma 98404		Washington	Public Relations	27	D	Pierce,pt...71-71	1969-69 Ex.-70 Ex.- Ex.
Wolf, Hal.....	Clark Road Yelm 98597	45	Washington	Supermarket Owner	22	R	Thurston....69-69	1965-65 Ex.-67-67 Ex. Ex.-70-71-71 Ex.

APPENDIX  
HOUSE ROSTER - 1972  
FORTY-SECOND SESSION--SECOND EXTRAORDINARY SESSION

1041

NAME OF MEMBER	Mailing Address	Age	Birthplace	Occupation	Dis- trict	Poli- tics	County	Previous Sessions served
Zimmerman, Harold S.....	1432 N.E. 6th Ave. Camas 98607	48	No. Dakota	Newspaper Editor- Publisher	17	R	Klickitat Skamania Clark, pt....	1967-67 Ex.-69-69 Ex. 70 Ex.-71-71 Ex.

NAME OF ELECTED OFFICER	Title	Residence	County	Birthplace	Age	Occupation	Previous Legislative Sessions Served
McBeath, Malcolm "Dutch"....	Chief Clerk	2622 G Street Bellingham 98225	Whatcom	Bellingham	56	Retired-Owner Glass & Paint Business	1953-53 Ex.-55-55 Ex. (as Member)67-67 Ex.- 69-69 Ex.-70 Ex.-71- 71 Ex.
Wilson, Donald R...	Assistant Chief Clerk	Rt.13,Box 271 Olympia 98501	Thurston	Washington	49	Locomotive Engineer	Senate-59-59 Ex.-61-61 Ex. 63-63 Ex.-65-65 Ex.-67- 67 Ex.-69-69 Ex.-House- 70 Ex.-71-71 Ex.
Prince, Eugene A....	Sergeant at Arms	Thornton 99176	Whitman	Thornton	39	Farmer	1959-59 Ex.-63-63 Ex.- 65-65 Ex.-67-67 Ex.-70 Ex.- 71-71 Ex.

STANDING COMMITTEES OF THE HOUSE  
OF REPRESENTATIVES, 1972

THOMAS A. SWAYZE, Jr., Speaker  
MALCOLM McBEATH, Chief Clerk

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Agriculture-(11) Amen, Chairman; Schumaker, Vice Chairman; Bauer, Benitz, Bozarth, Costanti, Hansey, Haussler, Kilbury, Richardson, Van Dyk.

Appropriations-(38) Goldsworthy, Chairman; Kopet, Vice Chairman; Backstrom, Barden, Bottiger, Brouillet, Charette, Chatalas, Copeland, Costanti, Curtis, Farr, Hoggins, Juelling, Kirk, Luders, Lysen, Marsh, Maxie, McDermott, Mentor, Merrill, Moon, Morrison, North, Paris, Polk, Rosellini, Ross, Savage, Shera, Shinpoch, Smith, Thompson, Van Dyk, Wojahn, Wolf, Zimmerman.

Business and Professions-(17) Curtis, Chairman; Kuehnle, Vice Chairman; Backstrom, Bagnariol, Ceccarelli, Farr, Gallagher, Gladder, Hatfield, Jastad, Juelling, O'Brien, Pardini, Perry, Polk, Wojahn, Wolf.

Education and Libraries-(17) Hoggins, Chairman; Mentor, Vice Chairman; Brouillet, Brown, Charette, Conway, Costanti, Hatfield, Johnson, Jones, Lysen, May, McDermott, Polk, Randall, Savage, Smythe.

Elections and Apportionment-(9) Brown, Chairman; Morrison, Vice Chairman; Bottiger, Grant, May, Moon, North, Pardini, Smythe.

Financial Institutions and Insurance-(15) Shera, Chairman; Pardini, Vice Chairman; Backstrom, Bagnariol, Barden, Berentson, Blair, Hoggins, Hubbard, King, Litchman, Luders, Merrill, O'Brien, Ross.

Higher Education-(15) Benitz, Chairman; Rabel, Vice Chairman; Anderson, Bottiger, Bluechel, Douthwaite, Garrett, Gladder, Goldsworthy, King, Kiskaddon, Knowles, Maxie, Shera, Shinpoch.

Judiciary-(11) Julin, Chairman; Eikenberry, Vice Chairman; Bottiger, Hubbard, Knowles, Marsh, Richardson, Rosellini, Ross, Shinpoch, Spanton.

Labor and Employment Security-(13) Hubbard, Chairman; Hatfield, Vice Chairman; Charette, Curtis, Flanagan, Grant, Johnson, McDermott, Newhouse, Randall, Savage, Wanamaker.

Local Government-(25) Smythe, Chairman; Barden, Vice Chairman; Adams, Amen, Bauer, Blair, Bozarth, Bradley, Brown, Douthwaite, Gilleland, Haussler, Jones, Kopet, Kuehnle, Litchman, Lysen, Martinis, Maxie, Mentor, Merrill, North, Rabel, Smith, Thompson.

Natural Resources and Ecology-(31) Zimmerman, Chairman; Newhouse, Vice Chairman; Anderson, Beck, Berentson, Bradley, Charnley, Conner, Cunningham, Flanagan, Gallagher, Gilleland, Hansey, Hurley, Julin, Kilbury, Kraabel, Luders, Martinis, McCormick, North, Richardson, Schumaker, Smith, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf.

Revenue and Taxation-(19) Flanagan, Chairman; Kiskaddon, Vice Chairman; Bagnariol, Benitz, Bledsoe, Bluechel, Ceccarelli, Eikenberry, Hatfield, Haussler, Hurley, Julin, Kilbury, King, Kuehnle, Marzano, Pardini, Randall, Sawyer.

Rules and Administration-(16) Swayze, Chairman; Copeland, Vice Chairman; Bledsoe, Brouillet, Chatalas, Cunningham, Grant, Juelling, Kirk, Litchman, May, Morrison, Newhouse, O'Brien, Sawyer, Wolf.

Social and Health Services-(19) Farr, Chairman; Gladder, Vice Chairman; Adams, Beck, Ceccarelli, Charnley, Chatalas, Conner, Conway, Eikenberry, Jastad, Kirk, Kiskaddon, Kopet, Lynch, Marsh, Marzano, Paris, Zimmerman.

State Government-(16) Bluechel, Chairman; Conway, Vice Chairman; Bledsoe, Cunningham, Hoggins, Hurley, Knowles, Kraabel, Marzano, McCormick, Moon, Paris, Perry, Spanton, Swayze, Williams.

Transportation-(39) Berentson, Chairman; Spanton, Vice Chairman (E); Wanamaker, Vice Chairman (W); Adams, Amen, Anderson, Bauer, Beck, Blair, Bozarth, Bradley, Charnley, Conner, Conway, Cunningham, Douthwaite, Gallagher, Garrett, Gilleland, Gladder, Hansey, Hubbard, Jastad, Johnson, Jones, Kraabel, Martinis, McCormick, Newhouse, Perry, Rabel, Schumaker, Williams.

INDIVIDUAL COMMITTEE ASSIGNMENTS  
HOUSE OF REPRESENTATIVES, 1972

- ADAMS, A. A.-Local Government; Social and Health Services; Transportation.
- AMEN, OTTO-Agriculture, Chairman; Local Government; Transportation.
- ANDERSON, ERIC-Higher Education; Natural Resources and Ecology; Transportation.
- BACKSTROM, HENRY G.-Appropriations; Business and Professions; Financial Institutions and Insurance.
- BAGNARIOL, JOHN-Business and Professions; Financial Institutions and Insurance; Revenue and Taxation.
- BARDEN, PAUL-Local Government, Vice Chairman; Appropriations; Financial Institutions and Insurance.
- BAUER, ALBERT-Agriculture; Local Government; Transportation.
- BECK, C. W. "RED"-Natural Resources and Ecology; Social and Health Services; Transportation.
- BENITZ, MAX E.-Higher Education, Chairman; Agriculture; Revenue and Taxation.
- BERENTSON, DUANE L.-Transportation, Chairman; Financial Institutions and Insurance; Natural Resources and Ecology.
- BLAIR, E. SCOTT-Financial Institutions and Insurance; Local Government; Transportation.
- BLEDSOE, STEWART-Revenue and Taxation; Rules and Administration; State Government.
- BLUECHEL, ALAN-State Government, Chairman; Higher Education; Revenue and Taxation.
- BOTTIGER, R. TED-Appropriations; Elections and Apportionment; Higher Education; Judiciary.
- BOZARTH, HORACE W.-Agriculture; Local Government; Transportation.
- BRADLEY, H. STAN-Local Government; Natural Resources and Ecology; Transportation.
- FROUILLET, FRANK B.-Appropriations; Education and Libraries; Rules and Administration.
- BROWN, ARTHUR C.-Elections and Apportionment, Chairman; Education and Libraries; Local Government.
- CECCARELLI, DAVE-Business and Professions; Revenue and Taxation; Social and Health Services.
- CHARETTE, ROBERT L.-Appropriations; Education and Libraries; Labor and Employment Security.
- CHARNLEY, DONN-Natural Resources and Ecology; Social and Health Services; Transportation.
- CHATALAS, WILLIAM "BILL"-Appropriations; Rules and Administration; Social and Health Services.
- CONNER, PAUL H.-Natural Resources and Ecology; Social and Health Services; Transportation.
- CONWAY, FLOYD-State Government, Vice Chairman; Education and Libraries; Social and Health Services; Transportation.
- COPELAND, THOMAS L.-Rules and Administration, Vice Chairman; Appropriations.
- COSTANTI, D. JAMES-Agriculture; Appropriations; Education and Libraries.
- CUNNINGHAM, NORWOOD-Natural Resources and Ecology; Rules and Administration; State Government; Transportation.

CURTIS, ROBERT "BOB"-Business and Professions, Chairman; Appropriations; Labor and Employment Security.

DOUTHWAITE, G. K. JEFF-Higher Education; Local Government; Transportation.

EIKENBERRY, KENNETH O.-Judiciary, Vice Chairman; Revenue and Taxation; Social and Health Services.

FARR, CASWELL J.-Social and Health Services, Chairman; Appropriations; Business and Professions.

FLANAGAN, S. E. "SID"-Revenue and Taxation, Chairman; Labor and Employment Security; Natural Resources and Ecology.

GALLAGHER, P. J. "JIM"-Business and Professions; Natural Resources and Ecology; Transportation.

GARRETT, DONALD G.-Higher Education; Social and Health Services; Transportation.

GILLELAND, JAMES E.-Transportation; Local Government; Natural Resources and Ecology.

GLADDER, CARLTON A.-Social and Health Services, Vice Chairman; Business and Professions; Higher Education; Transportation.

GOLDSWORTHY, ROBERT F.-Appropriations, Chairman; Higher Education.

GRANT, GARY-Elections and Apportionment; Labor and Employment Security; Rules and Administration.

HANSEY, DONALD G.-Agriculture; Natural Resources and Ecology; Transportation.

HATFIELD, CHET-Labor and Employment Security, Vice Chairman; Business and Professions; Education and Libraries; Revenue and Taxation.

HAUSSLER, JOE E.-Agriculture; Local Government; Revenue and Taxation.

HOGGINS, DALE E.-Education and Libraries, Chairman; Appropriations; Financial Institutions and Insurance; State Government.

HUBBARD, VAUGHN-Labor and Employment Security, Chairman; Financial Institutions and Insurance; Judiciary; Transportation.

HURLEY, MARGARET-Natural Resources and Ecology; Revenue and Taxation; State Government.

JASTAD, ELMER-Business and Professions; Social and Health Services; Transportation.

JOHNSON, DORIS J.-Education and Libraries; Labor and Employment Security; Transportation.

JONES, JOHN D.-Education and Libraries; Local Government; Transportation.

JUELING, HELMUT L.-Appropriations; Business and Professions; Rules and Administration.

JULIN, AXEL C.-Judiciary, Chairman; Natural Resources and Ecology; Revenue and Taxation.

KILBURY, CHARLES D.-Agriculture; Natural Resources and Ecology; Revenue and Taxation.

KING, RICHARD A.-Financial Institutions and Insurance; Higher Education; Revenue and Taxation.

KIRK, GLADYS-Appropriations; Rules and Administration; Social and Health Services.

KISKADDON, WILLIAM-Revenue and Taxation, Vice Chairman; Higher Education; Social and Health Services.

KNOWLES, WALT O.-Higher Education; Judiciary; State Government.

- KOPET, JERRY C.-Appropriations, Vice Chairman; Local Government; Social and Health Services.
- KRAABEL, PAUL-Natural Resources and Ecology; State Government; Transportation.
- KUEHNLE, JAMES P.-Business and Professions, Vice Chairman; Local Government; Revenue and Taxation.
- LITCHMAN, MARK-Financial Institutions and Insurance; Local Government; Rules and Administration.
- LUDERS, EDWARD T.-Appropriations; Financial Institutions and Insurance; Natural Resources and Ecology.
- LYSEN, KING-Appropriations; Education and Libraries; Local Government.
- MARSH, DANIEL-Appropriations; Judiciary; Social and Health Services.
- MARTINIS, JOHN-Local Government; Natural Resources and Ecology; Transportation.
- MARZANO, FRANK-Social and Health Services; Revenue and Taxation; State Government.
- MAXIE, PEGGY JOAN-Appropriations; Higher Education; Local Government.
- MAY, WILLIAM J. S. "BILL"-Education and Libraries; Elections and Apportionment; Rules and Administration.
- MCCORMICK, GERALDINE-Natural Resources and Ecology; State Government; Transportation.
- MCDERMOTT, JAMES A.-Appropriations; Education and Libraries; Labor and Employment Security.
- MENTOR, JOE-Education and Libraries, Vice Chairman; Appropriations; Local Government.
- MERRILL, JOHN-Appropriations; Financial Institutions and Insurance; Local Government.
- MOON, CHARLES-Appropriations; Elections and Apportionment; State Government.
- MORRISON, SID W.-Elections and Apportionment, Vice Chairman; Appropriations; Labor and Employment Security; Rules and Administration.
- NEWHOUSE, IRVING-Natural Resources and Ecology, Vice Chairman; Labor and Employment Security; Rules and Administration; Transportation.
- NORTH, LOIS-Appropriations; Elections and Apportionment; Local Government; Natural Resources and Ecology.
- O'BRIEN, JOHN L.-Business and Professions; Financial Institutions and Insurance; Rules and Administration.
- PARDINI, A. J. "BUD"-Financial Institutions and Insurance, Vice Chairman; Business and Professions; Elections and Apportionment; Revenue and Taxation.
- PARIS, WILLIAM-Appropriations; Social and Health Services; State Government.
- PERRY, ROBERT A.-Business and Professions; State Government; Transportation.
- POLK, WILLIAM M.-Appropriations; Business and Professions; Education and Libraries.
- RABEL, JOHN E.-Higher Education, Vice Chairman; Local Government; Transportation.
- RANDALL, ROBERT W.-Education and Libraries; Labor and Employment Security; Revenue and Taxation.
- RICHARDSON, H. D. "RICH"-Agriculture; Judiciary; Natural Resources and Ecology.
- ROSELLINI, JOHN M.-Appropriations; Judiciary.

ROSS, MICHAEL K.-Appropriations; Financial Institutions and Insurance; Judiciary.

SAVAGE, CHARLES R.-Appropriations; Education and Libraries; Labor and Employment Security.

SAWYER, LEONARD A.-Revenue and Taxation; Rules and Administration.

SCHUMAKER, WILLIAM "BILL"-Agriculture, Vice Chairman; Natural Resources and Ecology; Transportation.

SHERA, NED-Financial Institutions and Insurance, Chairman; Appropriations; Higher Education.

SHINPOCH, A. N. "BUD"-Appropriations; Higher Education; Judiciary.

SMITH, WARREN-Appropriations; Local Government; Natural Resources and Ecology.

SMYTHE, RICHARD L.-Local Government, Chairman; Education and Libraries; Elections and Apportionment.

SPANTON, KEITH J.-Transportation, Vice Chairman (East); Judiciary; Natural Resources and Ecology; State Government.

SWAYZE, JP., THOMAS A.-Rules and Administration, Chairman; State Government.

THOMPSON, ALAN-Appropriations; Local Government; Natural Resources and Ecology.

VAN DYK, DAN-Agriculture; Appropriations; Natural Resources and Ecology.

WANAMAKER, F. PAT-Transportation; Vice Chairman (West); Labor and Employment Security; Natural Resources and Ecology.

WILLIAMS, ALVIN C.-Natural Resources and Ecology; State Government; Transportation.

WOJAHN, LORRAINE-Appropriations; Business and Professions; Natural Resources and Ecology.

WOLF, HAL-Appropriations; Business and Professions; Natural Resources and Ecology; Rules and Administration.

ZIMMERMAN, HAROLD S.-Natural Resources and Ecology, Chairman; Appropriations; Social and Health Services.

LEGISLATIVE INTERIM COMMITTEES 1971-72

(and other Councils, Commissions, and Committees  
made up in part by legislative appointees)

COUNCIL ON AGING

Representative	Senator
Paul H. Conner	To be appointed

AMERICAN REVOLUTION BICENTENNIAL COMMISSION

Representatives	Senators
C. W. "Red" Beck	George Scott
Floyd Conway	Nat W. Washington
Other Appointees to be Designated Later	

WASHINGTON STATE ARTS COMMISSION

Representative	Senator
William M. Polk	Fred H. Dore
Other Appointees	
Robert Buchanan	Jack I. Mayer
Kenneth Callahan	Delbert McBride
Howard O. Deming	Mrs. Marjorie Phillips
Paul Friedlander	Mrs. Stuart Semon
Mrs. Thomas Givan	Mrs. David E. Skinner
Mrs. Paul G. Harper	Mrs. Bruce Stevenson
Sherman Huffine	Dr. Alfred J. Stojowski
Barbara Ireland	John Tenold
Alan Liddle	Mrs. Thomas O. Williams
Miss Irene Malbin	

INTERIM COMMITTEE ON BANKING, INSURANCE  
AND UTILITY REGULATION

Representatives	Senators
A. J. "Bud" Pardini, Vice Chairman	August P. Mardesich, Chairman
Leonard A. Sawyer, Secretary	Robert W. Twigg, Exec. Committee
John Bagnariol	George W. Clarke
John D. Jones	William S. Day
Mark Litchman	Gordon Herr
Warren Smith	Charles E. Newschwander
Chet Hatfield-Liaison	George Fleming-Liaison
William "Bill" Chatalas- Liaison	Harry B. Lewis-Liaison

## DATA PROCESSING ADVISORY COMMITTEE

## Representatives

A. N. "Bud" Shipoch  
 Thomas A. Swayze, Jr.

## Other Appointees

Lt. Governor John A. Cherberg, Chairman  
 Walter Howe, Exec. Secretary  
 George Andrews  
 Louis Bruno

Bert Cole  
 Slade Gorton  
 Robert V. Graham  
 George Kinnear

## Senators

Frank W. Foley  
 Elmer C. Huntley

John S. Lamb  
 Joseph L. McGavick  
 Justice Marshall A.  
 Neill

Robert S. O'Brien  
 James F. Ryan  
 William E. Schneider  
 Richard O. White

## EDUCATION COMMISSION OF THE STATES

## Representative

Max Benitz

## Other Appointees

Governor Daniel J. Evans, Chairman  
 Louis Bruno  
 Mrs. Jerome Freiberg

## Senator

Gordon Sandison

Dr. William Steward  
 Philip B. Swain

## JOINT COMMITTEE ON EDUCATION

## Representatives

Frank B. Brouillet, Co-Chairman  
 Dale E. Hoggins, Co-Chairman  
 Arthur C. Brown  
 S. E. "Sid" Flanagan  
 Edward T. Luders  
 Chet Hatfield-Liaison  
 Doris J. Johnson-Liaison

## Senators

Pete Francis, Secretary  
 Elmer C. Huntley  
 Jack Metcalf  
 Gary M. Odegaard  
 Robert C. Ridder

## EXPO '74 COMMISSION

## Representatives

Attorney General ruled members  
 ineligible to serve  
 House members have resigned

## Other Appointees

Luke Williams, Jr., Chairman  
 W. O. Allen  
 Lt. Gov. John A. Cherberg  
 Gene Christie  
 Neal Fosseen  
 J. H. Leuthold

## Senators

William S. Day  
 James E. Keefe  
 Robert W. Twigg  
 Clair Jones  
 James P. McGoldrick  
 Mayor David H. Rodgers  
 William Schoultz  
 George Sellar  
 Allan H. Toole

INTERIM COMMITTEE ON FISHERIES, GAME AND GAME FISH

Representatives

John Martinis,  
Vice Chairman  
Margaret Hurley, Secretary  
A. A. Adams  
H. Stan Bradley  
D. James Costanti  
Elmer Jastad  
H. D. "Rich" Richardson  
William "Bill" Schumaker

Senators

Lowell Peterson,  
Chairman  
Hubert F. Donohue  
Gordon Herr  
Reuben A. Knoblauch  
Jack Metcalf  
Ted G. Peterson  
Don L. Talley  
Perry B. Woodall  
A. L. "Slim" Rasmussen-  
Liaison

FOREST TAX COMMITTEE

Representatives

Max E. Benitz  
Axel C. Julin  
John Martinis  
Leonard A. Sawyer

Senators

Martin J. Durkan,  
Co-Chairman  
Harry B. Lewis, Co-Chmn.  
Hubert F. Donohue  
Jim Matson

Other Appointees

Louis Bruno  
Bert Cole  
John P. Jenkins  
George Kinnear

Norman McDonell  
Peter Overton  
Fran Rutherford

JOINT COMMITTEE ON GOVERNMENTAL COOPERATION

Lt. Governor John A. Cherberg, Chairman

Representatives

Paul Barden,  
Exec. Committee  
P. J. "Jim" Gallagher,  
Exec. Committee  
Alan Bluechel  
Gladys Kirk  
King Lysen  
Frank Marzano  
William M. Polk

Senators

R. R. Bob Greive,  
Exec. Committee  
Perry B. Woodall,  
Exec. Committee  
Frank T. Connor  
Fred H. Dore  
Francis E. Holman  
Jack Metcalf  
Nat W. Washington  
William S. Day-Liaison

## COUNCIL ON HIGHER EDUCATION

## Representatives

James A. McDermott  
Richard L. Smythe

## Senators

Gordon Sandison  
George W. Scott

## Other Appointees

R. P. Wollenberg, Chairman  
Marion Wilson, Vice Chairman  
Dr. James E. Brooks  
Dr. Charles J. Flora  
Dr. Melvin Lindbloom  
Dr. Charles J. McCann  
Dr. David L. McKenna  
Dr. Charles E. Odegaard  
Dr. Emerson C. Schuck  
Dr. Glenn Terrell  
Richard Albrecht

Scott Barron  
Leon Bridges  
Goodwin Chase  
Mrs. David Gaiser  
Richard Hemstad  
Walter Howe  
Carlton D. Lewis  
John Mundt  
Very Rev. Richard  
E. Twohy  
Walter B. Williams

## JOINT COMMITTEE ON HIGHER EDUCATION

## Representatives

Bill Kiskaddon, Vice Chmn.  
Peggy Joan Maxie,  
Secretary  
Donn Charnley  
Carlton A. Gladder  
John B. Rabel

## Senators

Gordon Sandison, Chmn.  
Francis E. Holman,  
Exec. Committee  
Elmer C. Huntley  
Joe Stortini  
Bruce A. Wilson

## HOUSE SPACE ALLOCATION COMMITTEE

This committee composed of House members only

Thomas L. Copeland, Ex Officio, Chairman	
John L. O'Brien, Ex. Officio	Thomas A. Swayze, Jr.,
William "Bill" Chatalas	Ex Officio
Gary Grant	Irving Newhouse
Leonard A. Sawyer	Ned Shera
Hal Wolf	

## INTERSTATE COMPACT COMMISSION (COLUMBIA)

## Representatives

Joe D. Haussler  
Irving Newhouse

## Senators

John L. Cooney  
Jim Matson

JUDICIAL COUNCIL

Representatives

Kenneth O. Eikenberry  
 Axel C. Julin  
 Lorraine Wojahn

Senators

Fred H. Dore  
 William A. Gissberg  
 Francis E. Holman

Other Appointees

Chief Justice Orris Hamilton,  
 Chairman  
 Justice Frank J. Hale,  
 Vice Chairman  
 R. Max Etter, Sr.  
 Slade Gorton  
 Ronald L. Hendry  
 Charles Horowitz  
 J. Guthrie Langsdorf  
 Lewis H. Orland

Harold J. Petrie  
 Daniel Reaugh  
 Luvern V. Rieke,  
 Exec. Secretary  
 Richard S. L. Roddis  
 Robert E. Schillberg  
 Waldo F. Stone  
 Gary Utigard  
 F. A. Walterskirchen

LEGISLATIVE BUDGET COMMITTEE

Representatives

Jerry C. Kopet, Vice Chmn.  
 William "Bill" Chatalas, Secy.  
 Robert F. Goldsworthy, Exec.  
 Committee  
 Henry Backstrom  
 Robert "Bob" Curtis  
 Daniel G. Marsh  
 Ned Shera  
 Alan Thompson  
 Paul Barden-Liaison  
 A. N. "Bud" Shinpoch-Liaison

Senators

Frank W. Foley, Chmn.  
 R. Frank Atwood, Asst.  
 Secretary  
 Fred H. Dore, Exec.  
 Committee  
 James A. Andersen  
 Damon R. Canfield  
 Martin J. Durkan  
 August P. Mardesich  
 Charles E. Newschwander  
 Booth Gardner-Liaison

LEGISLATIVE COUNCIL

Representatives

Thomas A. Swayze, Jr.,  
 Chairman  
 Helmut L. Juelling, Exec. Comm.  
 Charles Moor, Exec.  
 Committee  
 R. Ted Bottiger  
 Robert L. Charette  
 Thomas L. Copeland  
 Norwood Cunningham  
 Gary Grant  
 Joe D. Haussler  
 James P. Kuehnle  
 William J. S. "Bill" May  
 Sid W. Morrison  
 Irving Newhouse  
 Lois North  
 John L. O'Brien  
 Hal Wolf  
 Jeff Douthwaite-Liaison  
 Caswell J. Farr-Liaison  
 Walt O. Knowles-Liaison  
 William "Bill" Paris-Liaison  
 Dan Van Dyk-Liaison  
 Harold S. Zimmerman-Liaison

Senators

William A. Gissberg,  
 Vice Chairman  
 Harry B. Lewis, Secy.  
 John L. Cooney, Exec.  
 Committee  
 Robert C. Bailey  
 William S. Day  
 Charles W. Elicker  
 R. R. Bob Greive  
 James E. Keefe  
 Reuben A. Knoblauch  
 Jim Matson  
 John S. Murray  
 Ted G. Peterson  
 John H. Stender  
 Don L. Talley  
 Perry B. Woodfall  
 Gordon Herr-Liaison  
 Jonathan Whetzel-Liaison  
 Bruce A. Wilson-Liaison

## JOINT BOARD OF LEGISLATIVE ETHICS

## Representatives

Caswell J. Farr  
 Margaret Hurley  
 William "Bill" Paris  
 Robert A. Perry

## Other Appointees

Gary Bloomquist  
 Robert F. Brachtenbach  
 Ray Olsen  
 Robert M. Schaefer

## Senators

James A. Andersen  
 Robert C. Bailey  
 Fred H. Dore  
 Elmer C. Huntley  
 Herbert M. Hamblen  
 Bruce Felberg  
 Charles Howard Perry  
 John A. Petrich

## LEGISLATIVE TRANSPORTATION COMMITTEE

## Representatives

Duane L. Berentson, Vice Chmn.  
 C. W. "Red" Beck, Secretary  
 Horace W. Bozarth, Exec.  
 Committee  
 Robert A. Perry, Exec.  
 Committee  
 F. Pat Wanamaker, Exec.  
 Committee

Otto Amen  
 Eric O. Anderson  
 Paul H. Conner  
 James E. Gilleland  
 Donald G. Hansey  
 Paul B. Kraabel  
 Keith J. Spanton  
 Albert Bauer-Liaison  
 Geraldine McCormick-Liaison  
 H. D. "Rich" Richardson-Liaison  
 Michael K. Ross-Liaison

## Senators

Al Henry, Chairman  
 Sam C. Guess, Exec.  
 Committee  
 Elmer C. Huntley, Exec.  
 Committee  
 Nat W. Washington,  
 Exec. Committee  
 Frank T. Connor  
 Hubert Donohue  
 Charles W. Flicker  
 Lowell Peterson  
 George L. Sellar  
 Joe Stortini  
 Gordon L. Walgren  
 Dan Jolly-Liaison

## MUNICIPAL COMMITTEE

## Representatives

John Merrill, Secretary  
 E. Scott Blair  
 John M. Rosellini  
 Michael K. Ross

## Senators

Gordon L. Walgren, Chmn.  
 Robert W. Twigg, Vice  
 Chairman  
 Booth Gardner  
 George L. Sellar

## Other Appointees

Austin Clark  
 Avery Garrett  
 James A. Swinyard

## JOINT COMMITTEE ON NUCLEAR ENERGY

## Representatives

Charles R. Savage, Chmn.  
 Stewart Bledsoe, Exec. Committee  
 Max E. Benitz  
 Charles D. Kilbury

## Senators

Damon R. Canfield, Vice  
 Chairman  
 Pete Francis  
 Dan Jolly  
 Jim Matson

OCEANOGRAPHIC COMMISSION OF WASHINGTON

Representatives	Senators
Dave Ceccarelli	John S. Murray, Secy.
Vaughn Hubbard	Booth Gardner
Joe Mentor	Don L. Talley
Other Appointees	
Jon Lindbergh, Chairman	Dr. Dixy Lee Ray
Dr. Stanley R. Murphy, Vice Chairman	Daniel B. Ward
George Johansen	Taul Watanabe

PROPERTY TAX COMMITTEE

Representatives	Senators
R. Ted Bottiger, Co-Chmn.	Hubert F. Donohue, Secy.
S. E. "Sid" Flanagan, Co-Chmn.	Damon R. Canfield
Donald G. Garrett	Francis E. Holman
Alvin C. Williams	Gary M. Odegaard

INTERIM COMMITTEE ON PUBLIC EMPLOYEES  
COLLECTIVE BARGAINING

Representatives	Senators
Richard A. King, Chairman	Joe Stortini, Exec. Committee
Vaughn Hubbard, Exec. Committee	George W. Clarke
Other Appointees	
Herbert Gelman, Vice Chmn.	Larry McKibben
Sam Kinville, Exec. Committee	Chester Ramage
Robert C. Anderson	Clyde V. Wakeman
Ralph Henning	

SENATE FACILITIES AND OPERATIONS COMMITTEE  
This committee composed of Senators only

Gordon Sandison, Chmn.	R. R. Bob Greive
R. Frank Atwood	Harry B. Lewis
Robert C. Bailey	

STATE EMPLOYEES' INSURANCE BOARD

Representative	Senator
Ned Shera	George Fleming
Other Appointees	
Leonard Nord, Chairman	William E. Schneider
Ernest W. Lahn	Norm Schut
John W. McCurry	

## STATE LAND PLANNING COMMISSION

## Representatives

Alan Bluechel, Vice Chmn.  
 Robert W. Randall  
 Alvin C. Williams  
 Harold S. Zimmerman

## Other Appointees

Richard U. Chapin, Chairman  
 James S. Black  
 Jerome L. Hillis  
 Dr. Robert S. Hunt  
 Mrs. David Lee  
 Kenneth Rystrom

## Senators

Charles W. Elicker  
 Booth Gardner, Secy.  
 William A. Gissberg  
 Jonathan Whetzel

Francis J. Schadegg  
 Langdon Simons, Jr.  
 Harry Wegner, Exec.  
 Committee  
 Gerald A. Williams  
 Robert N. Witter, Ex.  
 Committee

## STATE PUBLIC PENSION COMMISSION

## Representatives

Floyd Conway, Secretary  
 P. J. "Jim" Gallagher  
 Doris J. Johnson  
 John D. Jones  
 James P. Kuehnle

## Other Appointees

Anson H. Blaker  
 Burle D. Bramhall  
 Percy Lockitch

## Senators

Robert C. Ridder, Chmn.  
 George Fleming, Vice  
 Chairman  
 Pete Francis  
 Charles E. Newschwander  
 George W. Scott

G. Eldon Marshall  
 Richard B. Wyman

## STATUTE LAW COMMITTEE

## Representatives

Kenneth O. Ikenberry  
 Axel C. Julin  
 Walt O. Knowles

## Other Appointees

Robert L. Charette, Chairman  
 Raymond W. Haman, Vice Chmn.  
 Bernard J. Gallagher  
 Charles P. Moriarty, Jr.

## Senators

George W. Clarke  
 Gordon L. Walgren

Justice Marshall Neill  
 Charles R. Olson  
 Daniel J. Riviera

HOUSE BILLS PASSED BY BOTH HOUSE AND SENATE  
SHOWING THE ACTION BY THE GOVERNOR THEREON

Forty-Second Legislature-1972  
Second Extraordinary Session

House Bill No.	Relating to:	Chapter No.	Effective Date
	5 Police, transfer, sheriff's office...	48	2/21/72
S-	8 Public works, resident employee.....	28	5/23/72
	9 Community property manager, wife.....	83	2/22/72
	12 Journals, annual reports, form.....	1	5/23/72
S-	13 Tax lien, erroneous property sale....	84	5/23/72
S-	14 Outdoor music festivals, bonds.....	123	2/25/72
	17 Urban transp. systems, fuel tax.....	49	5/23/72
	20 Ind. insurance, decision appeals.....	50	5/23/72
S-	29 All-terrain vehicle law admin.....	153	2/27/72
	33 School transp. equip. reimbursement... 85		5/23/72
	34 State land reclamation procedures... 51		5/23/72
	35 Land settlement act abolished..... 52		5/23/72
	38 Driver licenses, hearing procedures.. 29		5/23/72
*	44 Cigarette tax.....	157	2/27/72
	45 Sugar beets, in transit, exempt..... 30		7/ 1/72
	46 Poultry products, premiums.....	104	5/23/72
*S-	47 Burning outdoors.....	136	5/23/72
	56 School district officers, oath..... 3		5/23/72
	57 Nonhigh school, secondary pupils.....	124	7/ 1/73
			8 7/ 1/74
	79 Hot water tanks, inspection exempt... 86		5/23/72
	80 Wheat comm. dir., amend. corrected... 8		2/17/72
	81 Pharmacists, fees, amend. corrected.. 9		2/17/72
	82 Schools, amendments corrected..... 10		2/17/72
	83 Civil service, amendment corrected... 11		2/17/72
	84 State Treasurer, amendment corrected. 12		2/17/72
	85 Judiciary, amendment corrected..... 13		2/17/72
	86 Motor vehicle excise, amend. corr.... 87		2/22/72
	90 Kindergarten year, min. days.....	105	7/ 1/73
	93 Enforcement of support act.....	31	5/23/72
	98 Camping clubs, regulation.....	106	5/23/72
	105 Students, part time, ancillary.....	14	5/23/72
*S-	112 Supplemental budget, approp.....	155	2/27/72
	126 Voc. rehab. services payments.....	15	5/23/72
*	130 LID assess., property owner notice....	137	2/25/72
	133 Municipal court, add. departments... 32		2/20/72
	139 Assessed valuation changes, notice... 125		5/23/72
	140 Senior citizens, property tax exempt. 126		5/23/72
	142 University tract, in lieu tax pay....	107	5/23/72
	143 Married persons, rights.....	108	5/23/72
	147 Legal aid.....	109	2/23/72
	150 Rules of the road.....	33	5/23/72
	155 Mortgage, land contracts incl.....	34	2/20/72
	158 State land planning comm. allow.....	110	5/23/72
	159 Explosives user's, purchaser's lic... 88		5/23/72
	160 Port districts, unempl. comp.....	35	2/20/72
	164 Short-haul air transportation.....	36	5/23/72

	177	Indigents, court appeal costs.....	111	2/23/72
	186	Waste disposal bonds.....	127	5/23/72
	187	Water supply bonds.....	128	5/23/72
	189	Park and recreation bonds.....	129	5/23/72
	190	Social and health fac. bonds.....	130	5/23/72
	194	Contractors' bonds.....	118	5/23/72
S-	196	Agric. commodity board, comm.....	112	5/23/72
	199	Police, firemen, res. requirement....	37	2/20/72
	210	County ambulance service.....	89	5/23/72
*	221	Motor veh. tax exempt, clarified....	138	7/ 1/72
	223	Hitchhiking.....	38	5/23/72
*	228	Real estate license law, amend.....	139	5/23/72
	234	School dist. employees, pay ded.....	39	5/23/72
	237	Public libraries, sale of materials..	90	5/23/72
	240	Voc. handicapped, wage rate exempt..	91	5/23/72
	241	Limited partnerships.....	113	5/23/72
	243	Honor camp wmk, ind. ins.....	40	7/ 1/73
	244	Shoreline mgm't, eminent domain.....	53	5/23/72
	248	Campaign contrib., expenditures.....	98	5/23/72
	254	PUD bids, contracts.....	41	5/23/72
	257	Pollution contr. fac. construction...	54	2/21/72
S-	261	Police, firemen, retire. system.....	131	2/25/72
	266	Savings & loan assoc.-student loans..	42	5/23/72
S-	272	Voc. training loans.....	92	5/23/72
	275	State trade fair fund transfer.....	93	5/23/72
	277	Industrial ins., general revisions...	43	5/23/72
*	279	Sewerage sytems, operation permits...	140	5/23/72
	289	Dognapping, penalties.....	114	5/23/72
	299	School budgets, future receivables...	115	2/23/72
S-	313	Veterans, bonus.....	154	5/23/72
S-	324	Public transportation systems.....	132	5/23/72
	341	Lobbyists, regulations.....	82	5/23/72
	348	Pt. Townsend-Keystone ferry.....	44	5/23/72
S-	381	Comm. colleges, construction bonds...	133	5/23/72
*S-	411	Gambling, profit, expenses.....	141	5/23/72
*S-	413	School dir., duty performance, liab...	142	2/25/72
				8 5/23/72
S-	414	Banks, financial inst., B&O tax.....	134	7/ 1/72
S-	417	Franchise act, general revisions.....	116	5/ 1/71
S-	426	Litter, annual assessment.....	55	2/21/72
	446	Political parties, state comm.....	45	5/23/72
	468	Child abuse cases, medical history...	46	5/23/72
	469	Motor vehicles, smoke discharge.....	135	5/23/72
	482	Natural area preserves.....	119	5/23/72
S-	508	Retail install. sales contracts.....	47	1/ 1/73
*	521	Tuberculosis treatment, payment.....	143	5/23/72
*	527	Yacolt area, fire protection funds...		Vetoed

\*Indicates action by the Governor.

HOUSE MEMORIALS AND RESOLUTIONS PASSED BY  
BOTH THE HOUSE AND SENATE-----  
Forty-Second Legislature  
Second Extraordinary Session-1972  
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## HOUSE JOINT MEMORIALS

No.	Subject:
2	Interstate short-haul air compact
4	San Juans, peaceful settlement, commemoration

## HOUSE JOINT RESOLUTIONS

61	Equality of rights, regardless of sex
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## HOUSE CONCURRENT RESOLUTIONS

1	Legislature organized
2	Governor's Budget Message
3	George Zahn, honored, monument
5	Joint rules, amended, adopted
13	Legislative Leaders' Conference, Seattle
19	Chief Justices Conference, welcomed
21	Free conference, 36-hour requirement suspended
22	Free conference, 36-hour requirement suspended
23	Free conference, 36-hour requirement suspended
24	Free conference, 36-hour requirement suspended
25	Legislative session duration, forty-one days
26	Free conference, 36-hour requirement suspended
27	Legislative session, duration, forty-two days
28	Legislative session, duration, forty-three days
29	Adjournment <u>Sine Die</u>

SENATE BILLS PASSED BY BOTH SENATE AND HOUSE  
SHOWING THE ACTION BY THE GOVERNOR THEREON

Forty-Second Legislature  
Second Extraordinary Session-1972

Senate Bill No.	Relating to:	Chapter No.	Effective Date
3	Indians, marine recreation land....	56	2/19/72
4	Camper, excise tax.....	144	5/23/72
6	Fire district expense limit rev....	16	5/23/72
13	Car mileage reading owner certif....	99	5/23/72
15	War prisoners' children, free tuit.	17	2/19/72
23	Sinclair Inlet, harbor lines.....	69	5/23/72
27	Judges, higher courts, salaries....	100	7/ 1/72
28	State treas. advisory comm. created	145	2/25/72
S- 29	Alcoholism and intox. treat. act....	122	1/ 1/74
32	Local sales tax, expir. date.....	12	5/23/72
38	Court reporters' salaries.....	18	5/23/72
42	School buildings fire code.....	70	5/23/72
* 45	School dis.-state funds, interest..	146	7/ 1/72
47	Special levy study comm.....	2	8 2/25/72
50	Embalming exam., savings clause.....	120	5/23/72
56	Juries, six-member, permitted.....	57	2/24/72
62	Public employees, tax def. annuity.	19	5/23/72
63	Minors, driver license.....	71	2/21/72
68	Correction inst. officers, oaths...	58	5/23/72
71	Furloughed prisoners, state liab...	72	5/23/72
74	Inheritance tax, deductions.....	73	5/23/72
82	Prisoners, mental insti. transfer..	59	5/23/72
83	Veterans' estates administration...	4	5/23/72
84	Blind vets, free motor veh. lic....	60	5/23/72
88	Spray rigs, special mobile equip...	5	5/23/72
89	Lost unemployment checks.....	74	5/23/72
90	Increase fees, sup. courts.....	20	7/ 1/72
92	Regional economic devel. authority.	117	2/22/72
* S- 96	Deaf school, trustees bd. created..	96	5/23/72
97	Changing name of dept., civil def...	6	5/23/72
98	Candidacy void cases procedures....	61	5/23/72
S-100	Telephone service frauds.....	75	5/23/72
102	Mosquito control dist. assess.....	62	5/23/72
* 104	County officials, salary increase..	97	2/19/72
109	Default divorce, prosecutor duty...	21	5/23/72
111	Motor freight, sp. commercial zones	22	5/23/72
S-128	College officials, employ., duties..	23	2/19/72
* 146	Criminal indent., state patrol.....	152	7/ 1/72
149	U. S. bicentennial commemoration...	76	8 2/25/72
152	Puget Sound ferry operations.....	24	5/23/72
163	Students, military reserv., schools.	63	7/ 1/72
173	Fire districts elections filing....	101	2/20/72
181	Capital bldg. project, funds trans.	64	5/23/72
189	Univ., colleges, treas. bonds issued.	25	5/23/72
2-S-206	Teachers' retire. system, revisions.	147	2/19/72
207	Timber, harvested, tax rates.....	148	7/ 1/72
			8 5/23/72

February 25, 1972

TO THE HONORABLE,  
THE HOUSE OF REPRESENTATIVES OF THE STATE OF WASHINGTON  
(Through the Secretary of State)  
LADIES AND GENTLEMEN:

I am returning herewith without my approval as to one item, HOUSE BILL NO. 228, entitled:

"An Act Relating to real estate brokers and salesmen."

This bill revises and strengthens the existing real estate license law. I commend the industry and the Real Estate Division for their involvement in the drafting of this piece of legislation.

In Section 1 there appears a definition of real estate broker. The amendatory language of this bill was designed to exclude from that definition persons promoting interests in camper clubs which have been issued a promotion permit by the Securities Division of the State of Washington. Those persons promoting such interests which have not been issued a promotion permit would be required under the language of Section 1 to obtain a real estate broker's license. The amendatory language finally enacted contains obvious errors that makes the legislative intent unclear. I have therefore vetoed an item in Section 1 in order to clarify the legislative intent to enable the Real Estate Division to exempt persons promoting registered camping clubs from the licensing requirements of the Real Estate License Act.

The remainder of House Bill 228 is approved.

Respectfully submitted,  
DANIEL J. EVANS  
Governor.

February 25, 1972

TO THE HONORABLE,  
THE HOUSE OF REPRESENTATIVES OF THE STATE OF WASHINGTON  
(Through the Secretary of State)  
LADIES AND GENTLEMEN:

I am filing herewith to be transmitted to the House of Representatives at the next session of the legislature, without my approval as to one item, HOUSE BILL NO. 279 entitled:

"An Act Relating to water pollution; and adding a new section to chapter 90.48 RCW."

In 1955 our state's water pollution control waste discharge permit program was enacted. After fifteen years of experience, it has become obvious that this program, which benefits not only the people but the discharger and the regulating agency, is the heart of our state's water quality enhancement effort. The purpose of House Bill 279 is to provide for a truly comprehensive permit program by making it applicable to the one large group of discharges not now within its coverage, the discharges from county and municipal sewerage plants.

I am vetoing the last two sentences of the bill, portions of which establish an effective date for requiring permits for municipal discharges in 1975. I believe that the need to ensure the continuing state effort to maximize water quality is too great to delay implementation of municipal waste coverage for three more years.

Additionally, there is a high probability that Congress will establish a "national waste elimination permit program" within the near future. This new federal program contemplates state control of waste discharge permits if the state law meets federal criteria; criteria which include a requirement that the state program cover all major discharges into public waters. By this veto the state will be in a much better posture to continue its program without interruption by a federal agency should the proposed federal legislation be enacted prior to the next session of our legislature.

To allay any concerns of local governments presently operating sewerage systems, I have instructed the administering agency, the Department of Ecology, to provide an implementing procedure which allows local governments a reasonable time after the effective date of the act to prepare and file the applications necessary to secure the permits required under the bill.

The remainder of House Bill No. 279 is approved.

Respectfully submitted,  
DANIEL J. EVANS  
Governor.

February 25, 1972

TO THE HONORABLE,  
THE HOUSE OF REPRESENTATIVES OF THE STATE OF WASHINGTON  
(Through the Secretary of State)  
LADIES AND GENTLEMEN:

I am filing herewith to be transmitted to the House of Representatives at the next session of the Legislature, without my approval as to one item, SUBSTITUTE HOUSE BILL NO. 411 entitled:

"An Act Relating to gambling."

This bill amends the comprehensive revision of the state's gambling laws enacted by the Legislature in 1971. The words "and games of physical skill" have been added to the definition of "gambling" in RCW 9.47.310. While this change was apparently intended only to clarify that the gambling bill, consistent with present case law, does not apply to wagers between participants in contests of physical skill, it goes further and creates a dangerous ambiguity. It could now be argued that all wagers, whether by participants or spectators, on contests of physical skill are exempted from the definition of gambling. I have therefore vetoed this phrase to erase the ambiguous construction, and I am confident it will cause no change in the law which has not applied to wagers between participants in games of physical skill.

With the exception of this item in section 1, the bill is approved.

Respectfully submitted,  
DANIEL J. EVANS  
Governor.

February 25, 1972

TO THE HONORABLE,  
THE HOUSE OF REPRESENTATIVES OF THE STATE OF WASHINGTON  
(Through the Secretary of State)  
LADIES AND GENTLEMEN:

I am filing herewith to be transmitted to the House

of Representatives at the next session of the legislature, without my approval as to one item, SUBSTITUTE HOUSE BILL NO. 413 entitled:

"An Act Relating to education."

Section 3 of this bill permits school districts to hire certificated employees to replace staff personnel who have been granted leaves by the district without being bound by the qualifications chapter with its rules on the termination of teachers once hired. The proviso in section 3 mandates that school districts give preferential treatment to teachers hired to fill these vacancies if a permanent staff position subsequently becomes available in the district. This proviso is not limited to a specific time period so teachers hired to fill a vacancy could return to the district a number of years after their initial temporary employment and demand preferential treatment under this section. Additionally, this proviso would eliminate the practice of many school districts that hire experienced teachers on a one-year basis to fill leave vacancies when they could not afford to hire a teacher at that experience level on a permanent status. If these teachers must be given preferential treatment for vacancies which occur after the one year for which they were first hired, school districts may well be forced to hire only inexperienced teachers for such positions.

I believe that school districts must be bound by the provisions now existing in the common school code when hiring and retaining teachers on a permanent basis but should also be given the flexibility contemplated by the first portion of this section to hire teachers for a short term to fill vacancies created by permanent staff members on leave. I have therefore vetoed the proviso in section 3 of this bill.

With the exception of this item in section 3, the remainder of the bill is approved.

Respectfully submitted,  
DANIEL J. EVANS  
Governor.

February 25, 1972

TO THE HONORABLE,  
THE HOUSE OF REPRESENTATIVES OF THE STATE OF WASHINGTON  
(Through the Secretary of State)  
LADIES AND GENTLEMEN:

I am filing herewith to be transmitted to the House of Representatives at the next session of the Legislature, without my approval as to two items, HOUSE BILL NO. 521, entitled:

"An Act Relating to tuberculosis and tuberculosis hospitalization."

This bill makes various changes in the laws pertaining to tuberculosis and tuberculosis hospitalization. Section 1 modifies the formula and mechanism for distribution of the one-eighth mill allocated by RCW 70.35.070 to the Eastern Tuberculosis Hospital District. Under the present law the millage is collected by the Eastern Tuberculosis Hospital District which retains 65% of the millage and returns 35% to the counties for local tuberculosis control activities. House Bill 521 amends that formula and mechanism for distribution by

providing that 50% of the funds shall be retained by the counties for local tuberculosis control.

Section 5 of the bill describes the uses which can be made by the counties of any unexpended balance of the tuberculosis funds available at the county level. By oversight, reference is made in section 5 to funds which have been returned to the county. Because of the change in the mechanism for distribution as described above, the references to funds returned to the county in section 5 do not carry out the legislative intent of section 1 which makes clear that such funds are to be retained by the counties. Accordingly, I have vetoed two items from section 5 to remove what otherwise would be an ambiguity in this legislation.

The remainder of House Bill 521 is approved.

Respectfully submitted,  
DANIEL J. EVANS  
Governor.

February 22, 1972

TO THE HONORABLE,  
THE HOUSE OF REPRESENTATIVE OF THE STATE OF WASHINGTON  
(Through the Secretary of State)  
LADIES AND GENTLEMEN:

I return herewith without my approval HOUSE BILL NO. 527, entitled:

"An Act Relating to the Yacolt fire; and amending section 5, chapter 171, Laws of 1955 and RCW 76.14.080."

This bill establishes a separate account of the General Fund known as the Yacolt Forest Account into which assessments of land within the Yacolt Fire Protection District shall be placed. The proceeds of this account may be expended by the Department of Natural Resources for forest-oriented recreation facilities or interpretative facilities within the Yacolt area.

The creation of separate accounts within the General Fund is burdensome to the efficient administration of state funds. This is particularly true when the amount to be allocated to the account is quite small. It is estimated that the maximum amount to be collected during the next five years from Yacolt fire protection assessments will be under \$30,000. The administrative and auditing costs involved in the creation of such an account clearly outweigh any advantages of specifically earmarking funds accruing from this assessment source.

The revenue generated by the Yacolt assessments is essentially a repayment to the state for expenditures made in that area by the state in fire protection, road building and related projects. With this veto of House Bill 527, the moneys collected by the Yacolt assessments will accrue to the General Fund. Certainly prime consideration should be given to returning the benefit of the assessments to the land in the Yacolt area in keeping with the intent of this bill. There would appear to be no need, however, to restrict the consideration of alternative uses of this revenue consistent with overall program priorities.

Respectfully submitted,  
DANIEL J. EVANS  
Governor.

232	Health facilities, coll. barg.....	156	5/23/72
240	Higher ed., resident, nonres. stud.	149	2/25/72
246	Child, definition, ind. ins.....	65	5/23/72
253	Bar assoc., board of governors.....	66	5/23/72
263	Park and recreation dist., bonds....	94	5/23/72
S-272	Intergov. disposition of prop.....	95	5/23/72
276	Convicts, confinement period, rev...	67	5/23/72
293	Assess. budget board, cost sharing.	102	5/23/72
296	Voc. rehab.-corr. institutions.....	7	5/23/72
298	Local alcoholism facilities.....	77	5/23/72
312	Prisoners, min. sentence change....	68	5/23/72
350	School dist., purchasing, budget....	26	2/19/72
* S-355	Motor veh. funds, allocations.....	103	2/23/72
			& 5/23/72
393	Workmen's comp., coverage applic....	78	5/23/72
S-403	Patronage div, security def.....	79	5/23/72
S-412	Tax title lands, county disp.....	150	5/23/72
414	School employ, pension, benefits...	27	2/19/72
417	Awards, in lieu homesteads.....	80	2/21/72
423	Interlocal cooperation, corp.funds.	81	2/21/72
* S-438	State employ. retirement prov.....	151	2/25/72

\*Partial veto

SENATE MEMORIALS AND RESOLUTIONS PASSED BY  
BOTH THE HOUSE AND SENATE-----  
Forty-Second Legislature  
Second Extraordinary Session-1972  
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## SENATE JOINT MEMORIALS

No.	Subject
2	Fed. Envir. Protection Agency cooperation

## SENATE CONCURRENT RESOLUTIONS

2	Session length, consideration of bills
9	Free conf. reports, printing style
10	Consideration of bill, time extended
11	Free conference, 36-hr. requir. suspended
12	Free conference, 36-hr. requir. suspended
13	Free conference, 36-hr. requir. suspended
14	Free conference, 36-hr. requir. suspended
15	Free conference, 36-hr. requir. suspended
16	Free conference, 36-hr. requir. suspended
17	Free conference, 36-hr. requir. suspended
18	Adjournment <u>sine die</u> , 2nd ex. sess.

GOVERNOR'S MESSAGES ON HOUSE BILLS  
VETOED AND PARTIALLY VETOED

February 27, 1972

TO THE HONORABLE,  
THE HOUSE OF REPRESENTATIVES OF THE STATE OF WASHINGTON  
(Through the Secretary of State)  
LADIES AND GENTLEMEN:

I am returning herewith without my approval as to a certain item HOUSE BILL NO. 44 entitled:

"An Act Relating to revenue and taxation."

There has recently developed between the taxing authority of this state and certain Indian people a conflict, undesired by all parties, over the permissible scope of the state taxing authority as it relates to the sale of cigarettes in this state. More particularly, certain Indian people selling cigarettes on reservations have alleged that federal law relieves them of the state imposed duty to collect the cigarette excise tax upon sales to non-Indians. These allegations have been acted upon and the matter is presently in litigation.

This bill is an attempt to eliminate this controversy by interposing the authority of the state at points removed from the reservations. To achieve this result the bill provides that the tax is imposed upon the first taxable event occurring in this state (section 4) and denominates as contraband any untaxed cigarettes which are not consigned to, or in the possession of, a person authorized to possess untaxed cigarettes (sections 5 and 6). Included among persons authorized to possess untaxed cigarettes are "...any Indian tribal organization authorized by the department to possess unstamped cigarettes." (Section 6) In addition, Section 7 legitimatizes individual possession of two cartons or less of unstamped cigarettes if held for personal use, this legitimatizing to that extent non-Indian purchases from Indian sellers who have not collected the tax otherwise due from such buyers.

Serious questions have been raised about the propriety of the above-quoted portion of section 6. On its face, it purports to render dependent upon department approval even those sales of cigarettes by Indians to Indians when they are occupying their own trust land over which the state has not assumed full jurisdiction. It is highly doubtful that the state possesses authority thus to regulate inter-Indian on-reservation trade taking place on trust land where the state has not assumed full jurisdiction pursuant to chapter 37.12 RCW. It is equally doubtful that the legislature wished to make the attempt and particularly so if this condition to sale is viewed as an attempt to require an additional license of federal Indian traders.

If reference is had to Laws of 1969, 1st ex. sess., chapter 214, section 1, it will be noted that the state has already assumed authority to determine which tribes, if any, may obtain untaxed cigarettes. A reading of this 1969 act makes clear that the phrase "authorized by the department" in House Bill 44 is not intended to constitute a new grant of authority. It is instead, merely an internal reference to the powers already assumed under Laws

of 1969, 1st ex. sess., chapter 214, section 1. As such it is at best surplusage. But at worst it may be mistaken for a grant of authority to the department to regulate inter-Indian reservation sales. For this reason, I vetoed the item "by the department" in the last paragraph of section 6.

By taking this action the bill authorizes possession of unstamped cigarettes by "...any Indian tribal organization authorized to possess unstamped cigarettes." As such, the bill in no way can be said to interfere with pending litigation in this area in which Indian sellers are claiming such authorization under federal law. The question of which tribes are so authorized, and the source of any such authority, is thus not answered by this bill. Whether Laws of 1969, 1st ex. sess., chapter 214, section 1, effectively grant the department this authority, and if so, to what extent, is not answered. Through this veto, however, that issue is not raised in House Bill 44; House Bill 44 ceases to be construable as granting any such authority to the department, and those claiming the invalidity of such grant are referred directly to its source, i.e., Laws of 1969, 1st ex. sess., chapter 214, section 1.

I think it especially important to make two observations about this legislation a part of this communication. First, this legislation does not attempt, as has been reported, to impose any state taxes on the reservation and it actually legitimatizes untaxed sales in limited quantities to non-Indian buyers by Indian sellers. Second, it is my opinion that the question of the proper source of any tribal authorization to possess unstamped cigarettes, as raised in this act, should be judicially determined.

With the exception of the one item referred to above, the remainder of House Bill No. 44 is approved.

Respectfully submitted,  
DANIEL J. EVANS  
Governor.

February 25, 1972

TO THE HONORABLE,  
THE HOUSE OF REPRESENTATIVES OF THE STATE OF WASHINGTON  
(Through the Secretary of State)  
LADIES AND GENTLEMEN:

I am filing herewith to be transmitted to the House of Representatives at the next session of the Legislature, without my approval as to one item, SUBSTITUTE HOUSE BILL NO. 47, entitled:

"An Act Relating to air pollution control."

House Bill 47 provides for certain types of outdoor burning on a limited basis, under strict regulation and close control so as to achieve and maintain high levels of air quality. In addition, it directs state agencies to establish a one-permit system for burning permits until an alternate technology or method of disposing of the organic refuse shall have been developed.

It is clear from section 1 of the bill that the legislature intended a comprehensive regulation and control of outdoor burning in the categories allowed and that the best available methods for controlling burning are to be

required. Unfortunately, the language in section 4 which delineates the program for burning control, while appropriate as to content, might be interpreted as being exclusive of any other regulation and control such as best available burning methods. In order to avoid any question as to intent I am vetoing those portions of section 4 which might appear to inadvertently limit the regulatory authority only to those items listed in section 4 so that the limited burning program with strict regulation and close control contemplated by the act can be put into effect.

With the exception of those portions of section 4 discussed above, Substitute House Bill 47 is approved.

Respectfully submitted,  
DANIEL J. EVANS  
Governor.

February 27, 1972

TO THE HONORABLE,  
THE HOUSE OF REPRESENTATIVES OF THE STATE OF WASHINGTON  
(Through the Secretary of State)  
LADIES AND GENTLEMEN:

I am filing herewith to be transmitted to the House of Representatives at the next session of the Legislature, without my approval as to a certain item, SUBSTITUTE HOUSE BILL NO. 112, entitled:

"An Act Relating to expenditures by state agencies; adopting a supplemental budget; making supplemental appropriations and authorizing expenditures for the fiscal biennium beginning July 1, 1971, and ending June 30, 1973; and making other appropriations; and declaring an emergency."

The specific item I have vetoed is as follows:

In Section 23, on page 11, beginning on line 27 and ending on line 32, I am vetoing the following language:

"(3) In the event that a local school district has decided on a lower salary level than provided for in this compensation plan, the differential savings may be used for other high priority services."

The preceding language is inconsistent with the actions of the 1972 Special Session of the Legislature who proved funds both inside and outside of the school apportionment formula for a 3% salary increase for all local school district employees. By vetoing this language, I intend to reduce the confusion which appears to exist with respect to the salary increase for local school district personnel.

With the exception of the above item, Substitute House No. 112 is approved.

Respectfully submitted,  
DANIEL J. EVANS  
Governor.

February 25, 1972

TO THE HONORABLE,  
THE HOUSE OF REPRESENTATIVES OF THE STATE OF WASHINGTON  
(Through the Secretary of State)  
LADIES AND GENTLEMEN:

I am filing herewith to be transmitted to the House

of Representatives at the next session of the Legislature, without my approval as to one section, HOUSE BILL NO. 130 entitled:

"An Act Relating to local improvements."

Sections 2 through 7 of this bill pertain to the deferral of local improvement district assessments for "economically disadvantaged property owners and other persons" and, in section 4, extends from two to five the number of annual L.I.D. installments that must be delinquent before foreclosure proceedings may be commenced against the property owner.

The extension from two years to five years in section 5 could well have an adverse effect upon the marketability of local improvement district bonds. While the portion of this bill authorizing assessment deferrals is permissive only and will require implementing ordinances and resolutions at the local level, section 4 is not. Accordingly, I have determined it is appropriate to veto section 4 in order to protect the integrity and marketability of local improvement district bonds.

The remainder of House Bill 130 is approved.

Respectfully submitted,  
DANIEL J. EVAN  
Governor.

February 25, 1972

TO THE HONORABLE,  
THE HOUSE OF REPRESENTATIVES OF THE STATE OF WASHINGTON  
(Through the Secretary of State)  
LADIES AND GENTLEMEN:

I am filing herewith to be transmitted to the House of Representatives at the next session of the legislature, without my approval as to one item, HOUSE BILL NO. 221 entitled:

"An Act Relating to taxation of motor vehicle and special fuels."

This bill makes certain changes in the Special Fuel Tax Act which was passed by the Legislature in 1971. Section 3 of the bill provides a new procedure for special fuel dealers or users who wish to petition the Department of Motor Vehicles for a reassessment when the Department has issued a deficiency assessment because of insufficient special fuel tax payment. An error in drafting occurred when this bill was reported to both Houses from a Free Conference Committee. The dealer or user seeking a reassessment must petition for reassessment within fifteen days or the assessment becomes final. The Free Conference Committee neglected to change the reference in the second paragraph of subsection (9) from thirty to fifteen days. I have therefore vetoed the words "thirty day" from this second paragraph to conform this language to the fifteen-day time limit for filing petitions for reassessment intended by the Legislature.

With the exception of this item in Section 3, House Bill No. 221 is approved.

Respectfully submitted,  
DANIEL J. EVANS  
Governor.

GOVERNOR'S MESSAGES ON HOUSE BILLS APPROVED  
AFTER SINE DIE

February 24, 1972

TO THE HONORABLE,  
THE HOUSE OF REPRESENTATIVES OF THE STATE OF WASHINGTON  
LADIES AND GENTLEMEN:

I have the honor to advise that February 23, Governor Evans approved the following House Bills, entitled:

HOUSE BILL NO. 46: Permitting premiums on poultry products.

HOUSE BILL NO. 90: Establishing minimum number of days for kindergarten years.

HOUSE BILL NO. 98: Providing for regulation of camping clubs.

HOUSE BILL NO. 142: Providing for payments in lieu of property taxes upon the university tract properties.

HOUSE BILL NO. 143: Providing for the rights of married persons.

HOUSE BILL NO. 147: Providing for alternative methods of legal aid.

HOUSE BILL NO. 158: Providing allowances for citizen members of the state land planning commission.

HOUSE BILL NO. 177: Providing for the state to pay the costs of an appeal constitutionally guaranteed to a person unable to pay such costs.

SUBSTITUTE HOUSE BILL NO. 196: Removing certain restrictions on agricultural commission members and providing a means of filling vacancies on such commissions.

HOUSE BILL NO. 241: Providing for the rights of a limited partner in a partnership.

HOUSE BILL NO. 289: Defining dognapping as a crime and prescribing penalties therefor.

HOUSE BILL NO. 299: Allowing receivables collectible in future fiscal years to be included in preliminary budgets of school districts.

SUBSTITUTE HOUSE BILL NO. 417: Implementing provisions of the franchise investment protection act.

Sincerely,  
CHARLES B. WIGGINS  
Legislative Counsel.

February 28, 1972

TO THE HONORABLE,  
THE HOUSE OF REPRESENTATIVES OF THE STATE OF WASHINGTON  
LADIES AND GENTLEMEN:

I have the honor to advise that on February 25, Governor Evans approved the following House Bills, entitled:

SUBSTITUTE HOUSE BILL NO. 14: Enumerating amounts of bonds required for outdoor music festivals.

HOUSE BILL NO. 57: Providing for the distribution of funds for educational opportunities of secondary school pupils residing in nonhigh school districts.

HOUSE BILL NO. 139: Providing for notification to property owners of changes in assessed valuation.  
 HOUSE BILL NO. 140: Amending certain provisions of the senior citizens' property tax exemption statute.  
 HOUSE BILL NO. 186: Providing for waste disposal facilities bonds.  
 HOUSE BILL NO. 187: Providing for water supply bonds.  
 HOUSE BILL NO. 189: Providing for state park and recreation bonds.  
 HOUSE BILL NO. 190: Providing for social and health facilities bonds.  
 SUBSTITUTE HOUSE BILL NO. 261: Making certain substantive procedural, and housekeeping amendments to the law enforcement and fire fighters' retirement system.  
 SUBSTITUTE HOUSE BILL NO. 324: Relating to state government.  
 SUBSTITUTE HOUSE BILL NO. 381: Providing for the appropriate funding of community colleges.  
 SUBSTITUTE HOUSE BILL NO. 414: Relating to revenue and taxation.  
 HOUSE BILL NO. 469: Limiting the amount of smoke discharge from motor vehicles.

Sincerely,  
 CHARLES B. WIGGINS  
 Legislative Counsel.

February 28, 1972

TO THE HONORABLE,  
 THE HOUSE OF REPRESENTATIVES OF THE STATE OF WASHINGTON  
 LADIES AND GENTLEMEN:

I have the honor to advise that on February 27, Governor Evans approved the following House Bills, entitled:

SUBSTITUTE HOUSE BILL NO. 29: Transferring administration of all-terrain vehicle law from department of motor vehicles to interagency committee.  
 SUBSTITUTE HOUSE BILL NO. 313: Relating to appropriations.

Sincerely,  
 CHARLES B. WIGGINS  
 Legislative Counsel.

February 28, 1972

TO THE HONORABLE,  
 THE HOUSE OF REPRESENTATIVES OF THE STATE OF WASHINGTON  
 LADIES AND GENTLEMEN:

I have the honor to advise that on February 24, Governor Evans approved the following House Bills, entitled:

HOUSE BILL NO. 194: Providing for contractors bonds.  
 HOUSE BILL NO. 482: Providing for the establishment and the administration of certain natural area preserves.

Sincerely,  
 CHARLES B. WIGGINS  
 Legislative Counsel.

SUBJECT AND HISTORY OF HOUSE BILLS

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NUMBER, AUTHOR AND SUBJECT	Intro. & 1st R'd'g	Commit- tee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action by House	Report from Senate	Signed by Speaker	Signed by Pres. Senate	Action by Gov.
<u>HOUSE BILL NO. 1</u> , by Representatives Wolf, Newhouse, Morrison, Copeland, Bledsoe, Pardini, North, Adams, Amen, Charnley, Hoggins, Jones, Kilbury, Martinis, Polk and Smith: Establishing annual general elections.									

10

HOUSE BILL NO. 2, by Representatives  
Bledsoe, Charette, Wolf, Morrison,  
Pardini, Newhouse, North, Wanamaker,  
Backstrom, Beck, Ceccarelli, Chatalas,  
Cunningham, Goldsworthy, Hansey,  
Hoggins, Jones, Kilbury, McDermott,  
Mentor, Paris, Polk, Shera and Smith:  
Providing free tuition at certain  
institutions of education for children  
of citizens determined to be prisoners  
of war or missing in action in Southeast  
Asia.

10

## SUBJECT AND HISTORY OF HOUSE BILLS

1436

NUMBER, AUTHOR AND SUBJECT	Intro. & 1st R'd'g	Commit- tee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action by House	Report from Senate	Signed by Speaker	Signed by Pres. Senate	Action by Gov.
<u>HOUSE BILL NO. 3</u> , by Representatives Bledsoe, Wolf, Newhouse, Pardini, Morrison, North, Backstrom, Cunningham, Hansey, Hoggins, Kilbury, Mentor, Schumaker and Smith: Limiting civil liability for persons aiding accident victims.									
	10								
<u>HOUSE BILL NO. 4</u> , by Representatives Wolf, Newhouse, Copeland, Flanagan, Jones, Polk and Shera: Excluding school principals as certificated employees under professional negotiations act.									
	11	354							
<u>HOUSE BILL NO. 5</u> , by Representatives Smythe and Zimmerman: Allowing certain police officers of cities and towns to transfer to the county sheriff's office.									
	11	338	517	618			948	1015	p.1346 Ch. 48

HOUSE BILL NO. 6, by Representative Goldsworthy: Imposing a state income tax, decreasing sales and use tax rates and exempting food and drugs, eliminating business and occupation tax.

11

HOUSE BILL NO. 7, by Representatives Kilbury, Shinpoch, Adams, Charnley, McDermott and Merrill: Requiring rental deposits to be handled in a trust account.

13

HOUSE BILL NO. 8, by Representatives Smythe, Marsh, Bauer and Zimmerman: Repealing certain resident employee restrictions on public works.

13      86      236

9. (Substitute), by Committee on Local Government: Repealing certain resident employee restrictions on public works.

236      304,  
831      830      846      953      p. 1325  
Ch. 28

HOUSE BILL NO. 9, by Representatives Bottiger, Julin, Sawyer, Kilbury, Marzano and Shinpoch: Providing wife may become manager of community property when husband missing in action or prisoner of war.

14      339      618      619,  
1200      1198      1276      1299      p. 1346  
Ch. 83

SUBJECT AND HISTORY OF HOUSE BILLS

14381

NUMBER, AUTHOR AND SUBJECT	Intro. & 1st R'd'g	Commit- tee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action by House	Report from Senate	Signed by Speaker	Signed by Pres. Senate	Action by Gov.
<u>HOUSE BILL NO. 10</u> , by Representatives May, Backstrom, Bauer, Ceccarelli, Hansey, Hurley, King, Knowles, Luders, Marzano, McCormick, Pardini, Randall, Schumaker and Shinpoch: Reducing the excise tax on campers from two percent to one percent.			14			103			
<u>HOUSE BILL NO. 11</u> , by Representatives Cunningham and Kilbury: Requiring school bus to stop at railroad crossing, whether loaded or unloaded.			14	234	260	322			
<u>HOUSE BILL NO. 12</u> , by Representatives Copeland and Chatalas: Enabling the Senate and House of Representatives to provide for the form of printing of their respective journals.			14		31	31	64	87	104
<u>HOUSE BILL NO. 13</u> , by Representatives Cunningham and Hoggins: Providing for the return of property wrongfully sold to satisfy a tax lien.			14	401	619				p. 255 Ch. 1





HOUSE BILL NO. 20, by Representatives May, Adams, Anderson, Bottiger, Douthwaite, Gallagher, Grant, Haussler, Hurley, Kilbury, Luders, Martinis, Marzano, McCormick and O'Brien: Providing for appeal to local county court and payment of attorneys' fees in certain appeals from decisions of the board of industrial insurance appeals.

18 427 621 622

p.1346  
948 1015 Ch. 50

HOUSE BILL NO. 21, by Representatives Maxie, Chatalas, Kilbury and Martinis: Requiring affidavits for persons endorsing election candidates.

18 355 608-610

HOUSE BILL NO. 22, by Representatives Kilbury, Charnley and Johnson: Establishing guidelines for regulation of soil and water conservation practices.

18

HOUSE BILL NO. 23, by Representative Schumaker: Including Indian tribes and public utility districts in definitions of public body.

18

HOUSE BILL NO. 24, by Representatives Grant, Ceccarelli, Chatalas, Douthwaite, Johnson, Kilbury and Marzano: Providing for mandatory unemployment compensation coverage for local government employees.

18



HOUSE BILL NO. 29, by Representatives Bradley, Bledsoe and Schumaker: Transferring administration of all-terrain vehicle law from department of motor vehicles to interagency committee.

20 468 623

29. (Substitute), by Committee on Natural Resources and Ecology: Relating to outdoor recreation.

623 1119 976, 1042, 1076- 963, 1041, 1077 1102 1185 1208 Ch. 153

HOUSE BILL NO. 30, by Representatives Charnley, North, Bauer, Kilbury and Lysen: Providing for the dating of packaged food goods.

20

HOUSE BILL NO. 31, by Representative Bradley: Providing for tax reform.

20

HOUSE BILL NO. 32, by Representative Conner: Prescribing the amount of damages for damage caused by wandering livestock.

22

HOUSE BILL NO. 33, by Representatives Wolf, May, Zimmerman, Cunningham and Hoggins: Providing school districts create reserve funds for equipment depreciation reimbursement.

22 355 624 624, 977 976 1017 1041 p. 1346 Ch. 85

SUBJECT AND HISTORY OF HOUSE BILLS

1444

NUMBER, AUTHOR AND SUBJECT	Intro. & 1st R'd'g	Commit- tee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action by House	Report from Senate	Signed by Speaker	Signed by Pres. Senate	Action by Gov.
<u>HOUSE BILL NO. 34</u> , by Representatives Kopet, Backstrom and Goldsworthy (by Legislative Budget Committee request): Updating state land reclamation procedures.	23	143	262	323			948	1015	p. 1346 Ch. 51
<u>HOUSE BILL NO. 35</u> , by Representatives Kopet, Backstrom and Goldsworthy (by Legislative Budget Committee request): Abolishing the land settlement act.	23	143	262	324			948	1015	p. 1346 Ch. 52
<u>HOUSE BILL NO. 36</u> , by Representatives Marsh, Kopet, Bauer and Shinpoch (by Legislative Budget Committee request): Authorizing advance payments for services.	24	171	262	324					

HOUSE BILL NO. 37, by Representatives Bottiger, Kuehnle, Sawyer and Adams: Creating seven director districts in certain first class school districts.

44

HOUSE BILL NO. 38, by Representatives Cunningham and Beck (by Departmental request): Amending the formal hearing procedures in regard to the issuance, denial, suspension or revocation of drivers' licenses.

44	280	592- 594	594	950	951	953	p.1325 Ch. 29
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HOUSE BILL NO. 39, by Representatives Julin, Eikenberry, Wojahn, Litchman and McCormick (by Judicial Council request): Determining special rights of action for parents for injuries to or death of their children.

45

HOUSE BILL NO. 40, by Representatives Julin, Eikenberry, Wojahn and McCormick (by Judicial Council request): Providing payment of certain legal expenses for indigents and juveniles.

45	119	236, 259
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HOUSE BILL NO. 41, by Representatives Wojahn and Eikenberry (by Judicial Council request): Permitting electronic recording of superior court proceedings.

45

SUBJECT AND HISTORY OF HOUSE BILLS

1441

NUMBER, AUTHOR AND SUBJECT	Intro. & 1st R'd'g	Commit- tee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action by House	Report from Senate	Signed by Speaker	Signed by Pres. Senate	Action by Gov.
<u>HOUSE BILL NO. 42</u> , by Representatives Newhouse, North, Moon and Smith (by Legislative Council request): Providing that telegraph companies be taxed on the basis of the situs of equipment.	45	342	625	625					
<u>HOUSE BILL NO. 43</u> , by Representatives Newhouse, Moon and North (by Legislative Council request): Limiting the business and occupation tax exemptions of certain financial institutions.	46								
<u>HOUSE BILL NO. 44</u> , by Representatives Newhouse, Flanagan, North and Haussler (by Legislative Council request): Pertaining to the taxation of cigarettes.									
<u>HOUSE BILL NO. 45</u> , by Representatives Hubbard, Kilbury, Benitz, Bozarth, Amen, Copeland, Morrison, Bledsoe, Flanagan and Newhouse: Exempting sugar beets in transit from the property tax.	46	342	442	443		1324	1328	1335	Ch. 157 P.V.
	46	401	589	590		921	951	953	p. 1346 Ch. 30

HOUSE BILL NO. 46, by Representative Hansey: Permitting premiums on poultry products.

			444,	51,	1002,			
46	256	444	922	1002,	1042,	1224	1273	Ch.104
				1042,	1209			

HOUSE BILL NO. 47, by Representatives Zimmerman, Thompson, Shera, Bagnariol, Paris, Smith, Jueling, Flanagan, Wanamaker, Mentor, Gilleland, Jones, Marsh, Bottiger, Martinis, Bauer, Adams, Anderson, Barden, Conway, Gallagher, Kilbury, Knowles, Kopet, McCormick, Merrill, Wojahn and Wolf: Allowing limited burning outdoors.

46 355 493

47. (Substitute), by Committee on Natural Resources and Ecology: Allowing limited outdoor burning.

493-	496,	1017	1102	1143	Ch.136
496	1018				P.V.

HOUSE BILL NO. 48, by Representatives Barden, Bagnariol, Polk, Chatalas, Goldsworthy, Eikenberry, Anderson, Ceccarelli, Gallagher, Litchman and Merrill: Allowing a ten thousand dollar reduction in assessed valuation of property for tax purposes for persons sixty-two or older.

47 427

SUBJECT AND HISTORY OF HOUSE BILLS

1448

NUMBER, AUTHOR AND SUBJECT	Intro. & 1st R'd'g	Commit- tee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action by House	Report from Senate	Signed by Speaker	Signed by Pres. Senate	Action by Gov.
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HOUSE BILL NO. 49, by Representatives King, Hubbard, Kilbury and Litchman (by Public Employees Collective Bargaining Committee request): Relating to collective bargaining by public employees.

47

HOUSE BILL NO. 50, by Representatives King, Hubbard, Randall, Kilbury and Knowles (by Public Employees Collective Bargaining Committee request): Exempting collective bargaining of public agencies from the open meetings act.

47      342    434-438    438

HOUSE BILL NO. 51, by Representatives Kilbury, Schumaker, Shinpoch, Barden, Ceccarelli, Conway, Farr, Gallagher, Hansey, Luders and Randall: Exempting vehicles licensed for highway use from ATV registration.

47

HOUSE BILL NO. 52, by Representatives Shera and Haussler: Granting governmental employers immunity from negligence actions when participating in the law enforcement officers' and fire fighters' insurance system.

47

HOUSE BILL NO. 53, by Representatives Shera, Bagnariol, Smythe, Kopet, Barden, Hansey, Mentor, Anderson, Backstrom, Blair, Conway, Gallagher, Kilbury, Luders and Merrill: Providing for a system of no-fault auto insurance.

48      356      487,  
529-536,  
539-562      562

HOUSE BILL NO. 54, by Representatives Mentor, Brouillet, Hoggins and Charette (by Joint Committee on Education request): Removing obsolete matter in code relating to school holidays.

48      119      305

HOUSE BILL NO. 55, by Representatives Brouillet, Hoggins, Mentor, Charette and Randall (by Joint Committee on Education request): Striking obsolete sections relating to special levy study commission from code.

48      119      305

## SUBJECT AND HISTORY OF HOUSE BILLS

1450

NUMBER, AUTHOR AND SUBJECT	Intro. & 1st R'd'g	Commit- tee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action by House	Report from Senate	Signed by Speaker	Signed by Pres. Senate	Action by Gov.
<u>HOUSE BILL NO. 56</u> , by Representatives Hoggins, Brouillet, Mentor and Charette (by Joint Committee on Education request): Eliminates existing conflicts in filing procedures for school officials.	49	119		305		353	398	422	p. 697 Ch. 3
<u>HOUSE BILL NO. 57</u> , by Representatives Hoggins and Charette (by Joint Committee on Education request): Providing for the distribution of funds for educational opportunities of secondary school pupils residing in nonhigh school districts.	49	120		316, 978		977	1017	1041	Ch. 124
<u>HOUSE BILL NO. 58</u> , by Representatives Hoggins, Luders, Brown, Flanagan, Smythe, Kopet, Knowles and Randall (by Joint Committee on Education request): Changing law relating to apportionment of state funds to save school districts interest payments.	49	244	387		387				

HOUSE BILL NO. 59, by Representatives Hatfield, Luders, Polk and Knowles (by Joint Committee on Education request): Authorizing school district to establish police force for its own district.

50      244      444,  
445-448      449

HOUSE BILL NO. 60, by Representatives Brouillet, Ross, Maxie, Ceccarelli, Kilbury and Litchman (by Joint Committee on Education request): Making appropriations of UPRD funds.

50

HOUSE BILL NO. 61, by Representatives Grant, Lysen, Litchman, May, Savage, Bauer, Bottiger, Chatalas, King, Kilbury, Marzano, O'Brien, Hurley, Merrill, Rosellini, Gallagher, Haussler, Conner, Charette, Beck, Moon, Van Dyk, Thompson, Johnson, Wojahn, Williams, Shinpoch, Backstrom, Jastad, Ceccarelli, Bagnariol, Anderson, Douthwaite, Sawyer, Charnley, McDermott, Adams, Knowles, Luders, Marsh, Maxie, McCormick and Randall: Providing additional emergency unemployment compensation benefits.

50

51-54

HOUSE BILL NO. 62, by Representatives Copeland, Cunningham and Charette (by Legislative Council request): Providing for uniform per diem payments.

65      469      626      626

SUBJECT AND HISTORY OF HOUSE BILLS

1452

NUMBER, AUTHOR AND SUBJECT	Intro. & 1st R'd'g	Commit- tee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action by House	Report from Senate	Signed by Speaker	Signed by Pres. Senate	Action by Gov.
<u>HOUSE BILL NO. 63</u> , by Representatives Julin and Wojahn (by Judicial Council request): Prescribing the duties of clerks handling fines of municipal ordinances.									
	69	120	391	392					
<u>HOUSE BILL NO. 64</u> , by Representatives Goldsworthy, Kuehnle, Hurley and Van Dyk: Exempting from sales tax farm machinery and implements parts which are exported from the state.									
	70								
<u>HOUSE BILL NO. 65</u> , by Representatives Julin and Shera: Providing for the assignment of group life insurance policies.									
	70								
<u>HOUSE BILL NO. 66</u> , by Representatives Savage, Bledsoe, Kilbury and Benitz (by Joint Committee on Nuclear Energy request): Expanding advisory council on nuclear energy and radiation.									
	70	272	388	389					

HOUSE BILL NO. 67, by Representatives Newhouse, Zimmerman, North, Cunningham and Wolf (by Legislative Council request): Providing for access to public recreation lands.

70      171      261,      325-326  
                 263      338      337

HOUSE BILL NO. 68, by Representatives Jastad, Kopet, Moon and Adams: Requiring a physician's certification of medical need before a public assistance nursing home patient may be transferred.

70

HOUSE BILL NO. 69, by Representatives McDermott and Williams: Providing for a public records and information collection act.

71

HOUSE BILL NO. 70, by Representatives McDermott, Ceccarelli and Paris: Providing for confidentiality of mental health records.

71

HOUSE BILL NO. 71, by Representatives Hoggins, Julin, Kopet, Kirk, Marsh, Shera, Conner, Gallagher, Knowles, Litchman and Rosellini: Providing for changes in judges' salaries.

71

SUBJECT AND HISTORY OF HOUSE BILLS

1454

NUMBER, AUTHOR AND SUBJECT	Intro. & 1st R'd'g	Commit- tee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action by House	Report from Senate	Signed by Speaker	Signed by Pres. Senate	Action by Gov.
<u>HOUSE BILL NO. 72</u> , by Representatives Backstrom, May, Anderson, Ceccarelli, Gallagher, Litchman, Merrill and Rosellini: Extending the exemption from property taxes for the elderly.									71
<u>HOUSE BILL NO. 73</u> , by Representatives Farr, Beck and Goldsworthy: Providing veterans with certain public employment preferences.									71
<u>HOUSE BILL NO. 74</u> , by Representatives Farr, Beck and Goldsworthy: Implementing law relating to layoffs and subsequent reemployment of veterans in certain classified service.									71
<u>HOUSE BILL NO. 75</u> , by Representatives Marzano, Bottiger, Gallagher, Grant and Kilbury: Expanding scope of information which can be delivered to insurance companies regarding driving record.									72

HOUSE BILL NO. 76, by Representatives Bluechel, Perry and Cunningham (by Secretary of State request): Changing filing procedures for nonprofit corporations.

72 428 627 627

HOUSE BILL NO. 77, by Representatives Conner, Savage, Adams, Jastad, Martinis, Marzano, Gallagher, Luders, Knowles, Bauer, Bradley, Beck, Chatalas, Backstrom, McCormick, Randall, Rosellini and Wojahn: Creating a department of institutions.

72

HOUSE BILL NO. 78, by Representatives Conner, Schumaker and Eikenberry: Exempting law enforcement officers from the waiting period when purchasing firearms.

73 234 260,  
262 327

HOUSE BILL NO. 79, by Representatives Charette, Juelling, Grant, Anderson and Knowles (by Legislative Council request): Exempting ordinary hot water tanks from inspection by the department of labor and industries.

73 469 627 628,  
1019 1019 1102 1143 p. 1346  
Ch. 86

SUBJECT AND HISTORY OF HOUSE BILLS

1456

NUMBER, AUTHOR AND SUBJECT	Intro. & 1st R'd'g	Commit- tee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action by House	Report from Senate	Signed by Speaker	Signed by Pres. Senate	Action by Gov.
<u>HOUSE BILL NO. 80</u> , by Representatives Charette and Julin (by Statute Law Committee request): Correcting erroneous amendment to RCW 15.63.240.									p.1039 Ch. 8
	73	120		317		761	761	800	
<u>HOUSE BILL NO. 81</u> , by Representatives Charette and Julin (by Statute Law Committee request): Correcting double amendments to RCW 18.64.080.									p.1039 Ch. 9
	73	120		317		761	761	800	
<u>HOUSE BILL NO. 82</u> , by Representatives Charette and Julin (by Statute Law Committee request): Correcting double amendments to RCW 28A.13.020, 28A.27.081 and 28A.58.100.									p.1039 Ch. 10
	74	120		318		761	761	800	
<u>HOUSE BILL NO. 83</u> , by Representatives Charette and Julin (by Statute Law Committee request): Correcting multiple amendments to RCW 41.06.070.									p.1039 Ch. 11
	74	121		319		761	761	800	

HOUSE BILL NO. 84, by Representatives Charette and Julin (by Statute Law Committee request): Correcting double amendment to RCW 43.08.020.

74 121 320 761 761 800 p.1039  
Ch. 12

HOUSE BILL NO. 85, by Representatives Charette and Julin (by Statute Law Committee request): Correcting inadvertent amendment to RCW 22.02.100.

74 121 320 761 761 800 p.1039  
Ch. 13

HOUSE BILL NO. 86, by Representatives Charette and Julin (by Statute Law Committee request): Correcting double amendments to RCW 82.44.150.

75 121 321 1143 1185 1208 p.1347  
Ch. 87

HOUSE BILL NO. 87, by Representatives Charette and Julin (by Statute Law Committee request): Correcting double amendments to RCW 84.36.030.

75 122 322

HOUSE BILL NO. 88, by Representatives Smythe, Wanamaker, Zimmerman, Marsh, Bauer, Adams, Bagnariol, Ceccarelli, Hansey, Litchman, Luders, Martinis, Mentor, Merrill and Randall: Repealing the excise tax on campers.

75

SUBJECT AND HISTORY OF HOUSE BILLS

1458

NUMBER, AUTHOR AND SUBJECT	Intro. & 1st R'd'g	Commit- tee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action by House	Report from Senate	Signed by Speaker	Signed by Pres. Senate	Action by Gov.	
<u>HOUSE BILL NO. 89</u> , by Representatives King and Barden: Permitting school districts to provide employees with certain pension or annuity benefits.										
			76							
<u>HOUSE BILL NO. 90</u> , by Representatives Brouillet, Hoggins and Haussler (by Superintendent of Public Instruction request): Establishing minimum number of days for kindergarten years.										
			76	244	275	327, 979	978	1017	1041	Ch. 105
<u>HOUSE BILL NO. 91</u> , by Representatives Hoggins and Conway (by Secretary of State request): Increasing the fine for corporations failing to file an annual report.										
			77							
<u>HOUSE BILL NO. 92</u> , by Representatives Bluechel and Cunningham (by Secretary of State request): Permitting fees to be charged for publications of the secretary of state.										
			77	428	628	629				

HOUSE BILL NO. 93, by Representatives Pardini, Bottiger and Barden (by Department of Social and Health Services request): Amending the uniform reciprocal enforcement of support act.

77 235 261 328

948 1016

p.1326  
Ch. 31

HOUSE BILL NO. 94, by Representatives Conway, Eikenberry and Paris (by Department of Social and Health Services request): Providing for lien of department of social and health services on time loss compensation under workmen's compensation to extent of public assistance rendered.

77 273 390,  
419 420

HOUSE BILL NO. 95, by Representatives Kiskaddon, McDermott, Ross, Rabel and Maxie (by Department of Social and Health Services request): Removing visitation restrictions on condemned prisoners.

77 256 383 384

HOUSE BILL NO. 96, by Representatives Brown, Wolf, Bottiger, Curtis, Ross, Kilbury, Kiskaddon, Kraabel, Conway, Blair, Bluechel, Smith, Cunningham and North (by Executive and Secretary of State request): Providing for annual general elections.

78 273 294 351

SUBJECT AND HISTORY OF HOUSE BILLS

1460

NUMBER, AUTHOR AND SUBJECT	Intro. & 1st R'd'g	Commit- tee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action by House	Report from Senate	Signed by Speaker	Signed by Pres. Senate	Action by Gov.
<u>HOUSE BILL NO. 97</u> , by Representatives Hurley, Julin and Bottiger (by Legislative Council request): Defining "damage" for purposes of eminent domain.			78						
<u>HOUSE BILL NO. 98</u> , by Representatives Bottiger, Charette and Wolf (by Legislative Council request): Providing for regulation of camping clubs.			78	356	490- 492	493, 1020	1020	1102	1143 Ch. 106
<u>HOUSE BILL NO. 99</u> , by Representatives Hubbard, Wanamaker, Curtis, Pardini, Kopet, Bledsoe, Flanagan, Polk, Barden, Goldsworthy, Shera, Juelling, Morrison, Gladder, Schumaker, Spanton, Richardson, Kuehnle, Amen, Smythe, Hansey, Gilleland, Bluechel and Jones: Changing requirements for unemployment compensation eligibility.			78	273	484- 487				

HOUSE BILL NO. 100, by Representatives Kraabel, Perry and North: Requiring minimum amount of classroom teaching for certain certificated employees hired by a school district.

79

HOUSE BILL NO. 101, by Representatives Kraabel, Perry, North, Ross and Rabel: Providing four-year terms for all school district directors.

79

HOUSE BILL NO. 102, by Representatives Smythe, Haussler and Curtis: Removing the two percent maximum on the cost the state may charge the city or county of collecting the sales and/or use tax and removing the cut-off date for the local sales tax.

79      694      752-  
759      759

HOUSE BILL NO. 103, by Representatives Wolf, Morrison, Bledsoe, Pardini, Curtis, Copeland, North, Newhouse, Amen, Barden, Benitz, Berentson, Blair, Bluechel, Conway, Costanti, Cunningham, Eikenberry, Farr, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Hoggins, Hubbard, Jones, Juelling, Julin, Kirk, Kopet, Kraabel,

SUBJECT AND HISTORY OF HOUSE BILLS

14621

NUMBER, AUTHOR AND SUBJECT	Intro. & 1st R'd'g	Commit- tee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action by House	Report from Senate	Signed by Speaker	Signed by Pres. Senate	Action by Gov.
Kuehnle, Mentor, Polk, Rabel, Richardson, Schumaker, Shera, Smith, Smythe, Spanton and Wanamaker: Permitting private insurance companies to write workmen's compensation coverage in competition with the state monopoly coverage; requiring benefit and pension levels, safety standards, rules for procedure, to be the same as those set for state fund; and changing the method for collection per day contribution for prior pensions.	79	143	571						
<u>HOUSE BILL NO. 104</u> , by Representatives Perry, Bagnariol, Maxie, Knowles, Ross, Bottiger, O'Brien, Backstrom, Chatalas, Litchman, McCormick, Ceccarelli, Hurley, Rosellini and Merrill (by Joint Committee on Education request): Providing financial aid to certain students attending elementary and secondary schools within the state.	81	245							

HOUSE BILL NO. 105, by Representatives O'Brien, Pardini, Maxie, Perry, Ross, Knowles, Bagnariol, Ceccarelli, Litchman and Merrill (by Joint Committee on Education request): Providing that financial aid for part time students shall include ancillary services.

81 245 296-301 350 253 721 721 793 p.1039  
Ch. 14

HOUSE BILL NO. 106, by Representatives Hatfield, Luders and Brown (by Joint Committee on Education request): Providing children on certain military reservations will be educated within a single school district.

81 357 477-483 483

HOUSE BILL NO. 107, by Representatives Julin, Hubbard, Eikenberry, Barden, Charnley, Gilleland, Jones, Kiskaddon, Litchman, Mentor and Rabel: Providing that wives may manage community property with rights equal to their husbands.

89

HOUSE BILL NO. 108, by Representatives Julin, Bottiger and Eikenberry: Allowing trust funds to be invested in life insurance made upon the life of a beneficiary.

89 256 629 630

SUBJECT AND HISTORY OF HOUSE BILLS

1464

NUMBER, AUTHOR AND SUBJECT	Intro. & 1st R'd'g	Commit- tee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action by House	Report from Senate	Signed by Speaker	Signed by Pres. Senate	Action by Gov.
<u>HOUSE BILL NO. 109</u> , by Representatives Julin, Bottiger and Eikenberry: Allowing beneficiary under will or through intestacy to disclaim his interest.	89	357	630	631					
<u>HOUSE BILL NO. 110</u> , by Representatives Kuehnle, Haussler, Hatfield and Pardini: Pertaining to sale or disposal of abandoned irrigation district right of way.	90	343	631	631					
<u>HOUSE BILL NO. 111</u> , by Representatives Benitz, Johnson, Kilbury and Bledsoe: Allowing mosquito control districts to give notice of hearings under assessment rolls by publication only.	90	429	632						
<u>111. (Substitute)</u> , by Committee on Local Government: Relating to mosquito control districts.				632	632				

HOUSE BILL NO. 112, by Representatives Goldsworthy and Kopet (by Executive request): Adopting a supplemental budget and making appropriations.

90      764      804                      793,

112 (Substitute), by Committee on Appropriations: Adopting a supplemental budget and making appropriations.

			1318-						
			1322,	1310-					
			1334,	1316,					
804-	824,	1355-	1375-						Ch. 155
824	1378	1361	1378	1381	1386				P.V.

HOUSE BILL NO. 113, by Representatives Julin, Hubbard, Wojahn, Curtis, Sawyer, Rabel, Eikenberry, Kiskaddon, Spanton, Bottiger, Smythe, Marsh, Polk, Knowles, Gladder, Brown, Ross, Litchman, Charette, Kopet, North, Juelling, Wolf, Bluechel, Wanamaker, Rosellini, Jones, Kraabel and Maxie (by Judicial Council request): Providing new probate procedures.

90      402      617      617

HOUSE BILL NO. 114, by Representatives Morrison and Brown: Redistricting the state congressional districts.

96      171                      1217-  
1224



HOUSE BILL NO. 120, by Representatives Morrison and Brown: Redistricting the state congressional districts.

97

HOUSE BILL NO. 121, by Representatives Brown and Morrison: Redistricting the state congressional districts.

97

HOUSE BILL NO. 122, by Representatives Hoggins, McCormick and Wanamaker: Increasing certain filing fees charged by the clerks of the superior courts and allocating increase to payment of judicial salaries.

97

HOUSE BILL NO. 123, by Representatives Brown and Morrison: Redistricting the state congressional districts.

97

HOUSE BILL NO. 124, by Representatives Shera, Bagnariol and Barden: Providing new regulations and granting new powers to savings and loan associations.

97 469

HOUSE BILL NO. 125, by Representatives Douthwaite, Charnley, North, Lysen, Smythe, Conway, Kiskaddon, Litchman, Marsh, Maxie, Mentor and Williams: Providing for the establishment of paths and trails along public highways.

98 429

## SUBJECT AND HISTORY OF HOUSE BILLS

1468

NUMBER, AUTHOR AND SUBJECT	Intro. & 1st R'd'g	Commit- tee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action by House	Report from Senate	Signed by Speaker	Signed by Pres. Senate	Action by Gov.
<u>HOUSE BILL NO. 126</u> , by Representatives Wolf, Benitz, Conner, Conway, Hurley, Jones, Kirk, Marsh, O'Brien and Paris: Authorizing vocational rehabilitation services payments out of federal or other funding only.									p. 1039 Ch. 15
	98	257	382	383		761	761	800	
<u>HOUSE BILL NO. 127</u> , by Representatives Conner, Martinis, Adams, Ceccarelli, Kilbury, Bagnariol, Anderson, Bauer, McCormick, Gallagher, Bradley, Merrill and Rosellini: Establishing a state lottery.									
	98								
<u>HOUSE BILL NO. 128</u> , by Representatives Wolf, Pardini, Curtis, Polk, Hatfield, Barden, Brown, Ceccarelli, Eikenberry, Hoggins, Jones, Litchman, Mentor and Shera: Providing sales and use taxes deferral for new or expanded manufacturing businesses. Requiring 5 year payback after first year of operation. Encouraging development with resultant increased jobs.									
	98	800	912	912					

HOUSE BILL NO. 129, by Representative King: Providing public use of government-owned facilities.

99

HOUSE BILL NO. 130, by Representatives Charnley, Kilbury, King, Douthwaite, McCormick, Bozarth, Williams, Backstrom, Merrill, Bradley, McDermott, North, Blair, Paris, Hoggins, Jones and Van Dyk: Providing for notice to each property owner assessed by a local improvement district.

99

343

442

442,  
997

994

1017

1041

Ch. 137  
P.V.

HOUSE BILL NO. 131, by Representatives Charette, Blair, Brown, Charnley, Hoggins, Kraabel and Maxie: Limiting legislators to terms totaling twelve years.

99

HOUSE BILL NO. 132, by Representatives North and Brown: Redistricting the legislature.

99

HOUSE BILL NO. 133, by Representatives Julin, Eikenberry, North, Rabel and Litchman: Providing that additional departments of municipal court may be added as needed.

99

257

387

388

948

1016

p. 1326  
Ch. 32



HOUSE BILL NO. 137, by Representatives Bottiger, Flanagan, Williams, Newhouse, Moon, Haussler, Julin, McDermott, Amen, Bledsoe, Bozarth, Curtis, Eikenberry, Gallagher, Gilleland, Litchman, Randall, Schumaker and Shera (by Property Tax Committee request): Making the assessor's comparable sales data available to individuals protesting their property valuation.

100 235 301 301

HOUSE BILL NO. 138, by Representatives Flanagan, Bottiger, Wolf, Julin, Newhouse, Moon, Williams, Haussler, Amen, Bledsoe, Eikenberry, Gallagher, Hoggins, Jones, Schumaker and Zimmerman (by Property Tax Committee request): Providing changes in board of equalization operations.

100 235 302 303

HOUSE BILL NO. 139, by Representatives Flanagan, Wolf, Bottiger, Julin, Moon, Williams, Newhouse, Haussler, Sawyer, Perry, McDermott, Amen, Bledsoe, Bozarth, Conway, Curtis, Eikenberry, Gallagher, Hoggins, Litchman, Schumaker, Wojahn and Zimmerman (by Property Tax Committee request): Providing for notification to property owners of changes in assessed valuation.

101 235 303, 315  
376-380 419,  
413-419 1198 1197 1276 1299 Ch. 125

SUBJECT AND HISTORY OF HOUSE BILLS

14721

NUMBER, AUTHOR AND SUBJECT	Intro. & 1st R'd'g	Commit- tee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action by House	Report from Senate	Signed by Speaker	Signed by Pres. Senate	Action by Gov.
<p><u>HOUSE BILL NO. 140</u>, by Representatives Bottiger, Wolf, Williams, Moon, Perry, Sawyer, Planagan, Haussler, McDermott, Adams, Bauer, Bledsoe, Bozarth, Ceccarelli, Charnley, Eikenberry, Gallagher, Hoggins, McCormick, Schumaker, Wojahn and Zimmerman (by Property Tax Committee request): Amending certain provisions of the senior citizens' property tax exemption statute.</p>	101	281	408- 412, 439	439	412- 413	1221	1224	1273	Ch. 126
<p><u>HOUSE BILL NO. 141</u>, by Representatives King, Kilbury and Luders: Limiting civil liability of law enforcement officers, firemen, and certain others for rendering emergency assistance.</p>									





HOUSE BILL NO. 149, by Representatives Kopet, McDermott and Eikenberry: Removing any criminal or civil penalties on medical personnel taking blood samples at the written request of a peace officer for purposes of the implied consent laws.

105

HOUSE BILL NO. 150, by Representatives Conner, Hubbard, Randall and Gilleland (by Department of Highways request): Amending the rules of the road pertaining to the use of the roadway.

105

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p. 1325  
Ch. 33

HOUSE BILL NO. 151, by Representatives Conner and Kilbury: Implementing law relating to votes necessary to be partisan party nominee.

105

HOUSE BILL NO. 152, by Representatives Mentor and Wanamaker: Reducing minimum annual school term for unanticipated construction delays.

105

358

HOUSE BILL NO. 153, by Representatives Shera, Bagnariol and Pardini (by Department of General Administration request): Empowering the federal deposit insurance corporation to act as a liquidator of any closed bank insured by it.

105



HOUSE BILL NO. 158, by Representatives Bluechel, Randall, Zimmerman, Williams and Jones: Providing allowances for citizen members of the state land planning commission.

107 274 445 445 1194 1207 1272 Ch.110

HOUSE BILL NO. 159, by Representatives Juelling and Grant (by Legislative Council request): Authorizing the department of labor and industries to charge a fee for explosives user's and purchaser's licenses.

107 471 633 633, 1021 1102 1143 p.1347 Ch. 88

HOUSE BILL NO. 160, by Representatives Conner, Paris, Grant, Wanamaker, Berentson, Martinis, Hubbard, Flanagan, Kilbury, Thompson, Randall, Johnson, Newhouse, Morris, Charette and Litchman: Providing for elective coverage by public port districts for unemployment compensation.

108 471 582 583, 829 829 846 953 p.1325 Ch. 35

HOUSE BILL NO. 161, by Representatives Shinpoch, Kilbury, Gladder, Grant, Ross, Charnley, Maxie, Randall, Ceccarelli and Merrill: Requiring that automobiles must be equipped with safety bumpers beginning January 1, 1974.

108

SUBJECT AND HISTORY OF HOUSE BILLS

1478

NUMBER, AUTHOR AND SUBJECT	Intro. & 1st R'd'g	Commit- tee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action by House	Report from Senate	Signed by Speaker	Signed by Pres. Senate	Action by Gov.
<u>HOUSE BILL NO. 162</u> , by Representatives Shinpoch, Kilbury, Maxie, Knowles and Merrill: Requiring auto repairmen to be certified.									108
<u>HOUSE BILL NO. 163</u> , by Representatives Gallagher, Conner, Berentson and Gilleland: Providing gross weight limitations for garbage trucks.									108
<u>HOUSE BILL NO. 164</u> , by Representatives Berentson, Bozarth, Conner, Hansey, Amen, Wanamaker, Bauer and Gilleland: Providing for a compact among certain western states to study feasibility of short haul air transportation among them.									109
		282	634	634		950	951	953	p. 1325 Ch. 36

HOUSE BILL NO. 165, by Representatives Grant, Johnson, Bagnariol, Adams, Merrill and Wojahn: Providing for accumulated sick leave for noncertificated school employees.

109

HOUSE BILL NO. 166, by Representative Brown (by Secretary of State request): Establishing procedures for political party caucus, convention, or meeting elections.

109

HOUSE BILL NO. 167, by Representatives McDermott and Perry Providing use of sales tax on motor vehicle fuel for local public works projects.

109

HOUSE BILL NO. 168, by Representatives Maxie, Ross and Wojahn: Establishing the anniversary of the birth of Martin Luther King, Jr., as a school holiday.

109 358

HOUSE BILL NO. 169, by Representatives Grant, Chatalas, Rosellini, King, Ross, Charnley, Knowles, Merrill and Randall: Submitting the age for purchase of alcoholic beverages to a vote of the people.

109

SUBJECT AND HISTORY OF HOUSE BILLS

10871

NUMBER, AUTHOR AND SUBJECT	Intro. & 1st R'd'g	Commit- tee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action by House	Report from Senate	Signed by Speaker	Signed by Pres. Senate	Action by Gov.
<u>HOUSE BILL NO. 170</u> , by Representatives Grant and King: Setting up a state labor relations act for certain employees.									
			110						
<u>HOUSE BILL NO. 171</u> , by Representatives Wolf, Haussler, Newhouse and North (by Legislative Council request): Repealing certain statutes relating to the valuations of trust lands sold for park purposes.									
			110	312	390	390			
<u>HOUSE BILL NO. 172</u> , by Representatives Wojahn, Hatfield, Kuehnle, Adams, Gallagher and McCormick: Extending the term of the mayor of a first class charter city.									
			110						
<u>HOUSE BILL NO. 173</u> , by Representative Kilbury (by Secretary of State request): Changing the definition of "service voter" to include persons absent from the state and allowing absentee balloting in municipal elections as well as others.									
			111	358	483	484			

HOUSE BILL NO. 174, by Representatives Lysen, Douthwaite, Johnson and Bradley: Imposing an excise tax on stock transfers.

111

HOUSE BILL NO. 175, by Representatives Bottiger and Ceccarelli: Providing for diagnosis of handicapped children.

111

HOUSE BILL NO. 176, by Representatives Lysen and Savage: Preventing Washington residents from serving in the United States military services in undeclared wars in foreign lands.

111

HOUSE BILL NO. 177, by Representatives Hubbard, Julin and Copeland: Providing for the state to pay the costs of an appeal constitutionally guaranteed to a person unable to pay such costs.

111

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393,  
1195

1004,  
1075

1003,  
1074,  
1164,  
1194

1224

1273

Ch.111

HOUSE BILL NO. 178, by Representatives Lysen and Haussler: Providing that first class cities may make certain road construction or improvement without contract.

111



HOUSE BILL NO. 183, by Representatives Pardini, Douthwaite, Jones, Rabel, Kiskaddon, Gilleland and Litchman (by Executive request): Providing for regional economic development.

112 403 462 686

HOUSE BILL NO. 184, by Representatives Julin, Perry, Cunningham, Kiskaddon and Blair (by Executive request): Extending sales and use tax to motor vehicle fund.

113

HOUSE BILL NO. 185, by Representatives Kopet, Kiskaddon, Goldsworthy and Blair (by Executive request): Making certain supplemental appropriations.

113 251

HOUSE BILL NO. 186, by Representatives Bluechel, Thompson, Hubbard, Curtis, Garrett, Kiskaddon, Luders, Hatfield, Hoggins, Charnley, Hansey, Haussler, Polk, Zimmerman, Brown, North, Martinis, Savage, Williams, Cunningham, Randall, Jones, Smith, Gilleland and Litchman (by Executive request): Providing for waste disposal facilities bonds.

113 344 456- 503-506,  
458 1146 1145 1173 1208 Ch.127

SUBJECT AND HISTORY OF HOUSE BILLS

1987

NUMBER, AUTHOR AND SUBJECT	Intro. & 1st R'd'g	Commit- tee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action by House	Report from Senate	Signed by Speaker	Signed by Pres. Senate	Action by Gov.
<u>HOUSE BILL NO. 187</u> , by Representatives Amen, Moon, Kope+, Hoggins, Hubbard, Haussler, Kilbury, Cunningham, Goldsworthy, Copeland, Jones and Kiskaddon (by Executive request): Providing for water supply bonds.	113	344	459	507, 1147		1147	1185	1208	Ch. 128
<u>HOUSE BILL NO. 188</u> , by Representatives Rabel, Pardini, Hoggins, Charnley, Douthwaite, Bluechel, Smythe, Gilleland, Jones and Kiskaddon (by Executive request): Providing for public transportation bonds.	114		462						
<u>188. (Substitute)</u> , by Committee on State Government: Relating to local government support.				510, 462 565	686				

HOUSE BILL NO. 189, by Representatives North, Thompson, Cunningham, Smith, Bluechel, Ross, Zimmerman, Brouillet, Charnley, Hoggins, Jones and Kiskaddon (by Executive request): Providing for state park and recreation bonds.

114 345 460 507,564.  
1149 564 1148 1185 1208 Ch.129

HOUSE BILL NO. 190, by Representatives Farr, Conner, Kirk and Kiskaddon (by Executive request): Providing for social and health facilities bonds.

114 346 462 511,  
1150 1185 1208 Ch.138

HOUSE BILL NO. 191, by Representatives Kuehnle, Knowles, Hoggins, Gilleland and Jones: Permitting school districts to engage agents or licensed real estate brokers to negotiate sale of district real property.

123 252 275,  
284 328

HOUSE BILL NO. 192, by Representatives Farr, Marsh and Eikenberry: Restricting the operations and services of dental assistants.

123

HOUSE BILL NO. 193, by Representative Bottiger: Providing for the establishment of community corporations to advise and assist county administration at the local level.

123

SUBJECT AND HISTORY OF HOUSE BILLS

1486

NUMBER, AUTHOR AND SUBJECT	Intro. & 1st R'd'g	Commit-tee Report	2nd R'd'g Amend-ments	3rd R'd'g R'd'g Final Passage	Other Action by House	Report from Senate	Signed by Speaker	Signed by Pres. Senate	Action by Gov.
<u>HOUSE BILL NO. 194</u> , by Representatives Polk, Bottiger, Julin and Spanton: Providing for contractors bonds.	124	403	636, 664	665, 1022	636	1022	1102	1143	Ch. 118
<u>HOUSE BILL NO. 195</u> , by Representatives Farr, Hansey and Eikenberry: Restricting the operations and services of dental hygienists.	124								
<u>HOUSE BILL NO. 196</u> , by Representatives Amen, Bozarth, Copeland, Goldsworthy and Kilbury: Permitting agricultural commodity board and agricultural commission members to be members of any association with objectives similar to those of the aforesaid groups.	124	358	636						
<u>196. (Substitute)</u> , by Committee on Agriculture: Relating to agricultural commissions.			636	637, 981		981	1017	1041	Ch. 112

HOUSE BILL NO. 197, by Representatives Kuehnle, Richardson, Spanton, Gladder, Garrett and Smith: Providing for publicity with relation to juveniles accused of committing crimes.

124

HOUSE BILL NO. 198, by Representatives Kuehnle and Luders: Authorizing carrying of loaded pistols with permit on all-terrain vehicles for certain purposes.

124

HOUSE BILL NO. 199, by Representatives Kirk, Kuehnle, Bottiger, Adams, Charnley, Litchman and Merrill: Eliminating residency requirements for municipal firemen and policemen.

125

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p.1325

Ch. 37

HOUSE BILL NO. 200, by Representatives Bottiger, Ceccarelli and Marzano: Allowing reasonable visitation rights following a divorce to any parent or other person who has an interest in the welfare of a child.

125

HOUSE BILL NO. 201, by Representative Bagnariol: Allowing savings and loan associations to offer checking accounts.

125



HOUSE BILL NO. 205, by Representatives  
Gladder, Hurley, Juelling, Shera,  
Richardson, McCormick, Backstrom,  
Kuehnle, Hansey, Rabel and Schumaker:  
Requiring the notation of certain  
information on materials printed by  
state printing office.

127

HOUSE BILL NO. 206, by Representatives  
Perry and Moon: Providing for ballroom  
licenses for establishment where liquor  
may be served.

127

HOUSE BILL NO. 207, by Representatives  
Newhouse, Haussler, North and Blair:  
Providing for changes in the  
classification and fees of licensees of  
the Washington state liquor control  
board.

127

HOUSE BILL NO. 208, by Representatives  
Newhouse, Van Dyk, Farr, Hansey, Conway,  
Smith, Conner, Flanagan, Wolf,  
Berentson, Gilleland, Jastad, Jones and  
Schumaker: Extending the local sales  
tax and imposing a tax on municipal  
electrical utilities.

128

282

425

HOUSE BILL NO. 209, by Representatives  
Bluechel, Charette and Kopet (by  
Planning and Community Affairs Agency  
request): Providing for local public  
works planning.

128

429

## SUBJECT AND HISTORY OF HOUSE BILLS

10671

NUMBER, AUTHOR AND SUBJECT	Intro. & 1st R'd'g	Commit- tee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action by House	Report from Senate	Signed by Speaker	Signed by Pres. Senate	Action by Gov.
<u>HOUSE BILL NO. 210</u> , by Representatives Hansey and Haussler: Authorizing counties to establish ambulance service.	129	403	637	637, 982		982	1017	1041	p.1347 Ch. 89
<u>HOUSE BILL NO. 211</u> , by Representatives Pardini, Sawyer, Shera, Jones and Kilbury: Authorizing alien banks to operate in Washington.	129	359							
<u>HOUSE BILL NO. 212</u> , by Representatives Shera, Chatalas, Juelling and Gilleland: Providing for the practice of an "animal technician" under the supervision of a veterinarian.	129								
<u>HOUSE BILL NO. 213</u> , by Representatives Brown and Morrison: Redistricting and reapportioning the seven congressional districts.	129	252		260,276, 286,296					

HOUSE BILL NO. 214, by Representatives Farr, Hansey and Jones: Restricting the operations and services of dental assistants.

130

HOUSE BILL NO. 215, by Representatives Conway, Spanton, Kuehnle, Smith, Cunningham, Schumaker, Hatfield and Richardson: Providing additional requirement for staging music festival.

130

HOUSE BILL NO. 216, by Representatives Conway and Savage: Providing for uniform teachers' salary and for student-teacher ratio program throughout the state.

130

HOUSE BILL NO. 217, by Representatives Maxie, Ross, Shinpoch, Charnley, Douthwaite, Rosellini, Perry, Sawyer, Kilbury, Adams and Williams: Enacting the Residential Landlord-Tenant Act of 1972.

130 523

HOUSE BILL NO. 218, by Representatives Kuehnle, Knowles, Kopet and McCormick: Allowing establishment of dog control zones in areas within townships.

131



HOUSE BILL NO. 222, by Representatives Julin, Polk, Flanagan, Hubbard, Gladder, Benitz, Shera, Hatfield, Barden, Juelling, Martinis, Eikenberry, Jones, Brown, Kraabel and Litchman: Providing for the sale of distilled spirits by private entrepreneurs.

132

HOUSE BILL NO. 223, by Representatives Douthwaite, Van Dyk, Ross, Thompson, Bagnariol, Charnley, King, Maxie, Grant, Chatalas, Sawyer, Randall, Kilbury, Merrill, Rosellini, Bradley, May, Gallagher, Jastad, Kraabel, Litchman and McDermott: Allowing hitchhiking in certain areas.

134

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948

1016

p.1326  
Ch. 38

HOUSE BILL NO. 224, by Representatives Flanagan, Haussler, Moon, Newhouse, Bottiger, Gilleland and Williams (by Property Tax Committee request): Providing for cost-sharing of property assessment costs and creating an assessor's budget board.

134

523

HOUSE BILL NO. 225, by Representatives Merrill, Wojahn and Brown: Clarifying jurisdiction relating to authority over elevators and conveyances in buildings.

134

SUBJECT AND HISTORY OF HOUSE BILLS

1494

NUMBER, AUTHOR AND SUBJECT	Intro. & 1st R'd'g	Commit- tee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action by House	Report from Senate	Signed by Speaker	Signed by Pres. Senate	Action by Gov.		
<u>HOUSE BILL NO. 226</u> , by Representatives Bluechel, Thompson, Zimmerman, Luders, Williams, Charnley, Conway, Randall, Douthwaite and Litchman (by Executive request): Providing for protection of environmental rights.			135	602							
<u>HOUSE BILL NO. 227</u> , by Representatives Kuehnle, Luders, Spanton, Richardson, Smith, Garrett, Gladder and Hurley: Implementing the law relating to self-defense and coming to the aid of others.			135								
<u>HOUSE BILL NO. 228</u> , by Representatives Kuehnle, Ceccarelli, Garrett, Gilleland, Wanamaker and Wolf: Proposing amendments to real estate license law.			135	404	606	607	1012	1011, 1041	1102	1143	Ch.139 P.V.

HOUSE BILL NO. 229, by Representatives Lysen, Perry, Bagnariol, Chatalas, Douthwaite, Van Dyk, Maxie, Ross, Grant, Williams, Smythe, Litchman, Merrill and McDermott: Authorizing cities and towns to participate in and implement federal grant-in-aid programs.

148      429      581      582

HOUSE BILL NO. 230, by Representatives Kraabel, Perry, Rabel, Thompson, Gilleland, Hurley and McDermott: Implementing law relating to highway location and design hearings.

148

HOUSE BILL NO. 231, by Representatives Shera, Juelling, Amen, Curtis, Flanagan, Morrison, Wanamaker, Gladder, Spanton, Eikenberry, Kuehnle, Richardson, Hatfield, Pardini, Newhouse, Garrett, Benitz, Barden, Conway, Polk, Costanti, Schumaker, Kraabel, Goldsworthy, Gilleland, Jones, Hansey and Farr: Pertaining to eligibility for general assistance.

148      471

HOUSE BILL NO. 232, by Representatives Conner and Savage: Providing one additional superior court judge for Clallam and Jefferson counties.

149

SUBJECT AND HISTORY OF HOUSE BILLS

1496

NUMBER, AUTHOR AND SUBJECT	Intro. & 1st R'd'g	Commit- tee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action by House	Report from Senate	Signed by Speaker	Signed by Pres. Senate	Action by Gov.
<u>HOUSE BILL NO. 233</u> , by Representatives Jones, Perry, Gilleland, Polk, Brouillet, Bluechel, Julin and Litchman: Providing for special commercial zones in which motor freight carriers can operate at prescribed rates.	149	431	638, 666-667	668	638				
<u>HOUSE BILL NO. 234</u> , by Representatives Rabel, Sawyer and Morrison: Authorizing certain payroll deductions for certificated employees of school districts.	149	359		488, 832		831	846	953	p.1325 Ch. 39
<u>HOUSE BILL NO. 235</u> , by Representatives Kilbury, Zimmerman, Bauer, Charnley, Douthwaite and Conner (by Department of Natural Resources request): Creating a geothermal resources act.	149	472							

HOUSE BILL NO. 236, by Representatives Conner, Gilleland, Bauer, Beck and Bradley (by Legislative Committee on Transportation request): Providing for registration and regulation of tow trucks.

149 523

HOUSE BILL NO. 237, by Representatives Hoggins, Haussler, Brouillet, Charette, Brown and Morrison: Authorizing public libraries to offer certain materials for sale at cost to the library.

150 360 477 477, 983 1017 1041 p.1347  
983 Ch. 90

HOUSE BILL NO. 238, by Representatives Bottiger, Amen and Perry (by State Patrol request): Prescribing citation and arrest procedures.

150 347

HOUSE BILL NO. 239, by Representatives Blair, Merrill, Rosellini and Gallagher (by Municipal Committee request): Reducing the time personal property must be held prior to disposition.

150 431

HOUSE BILL NO. 240, by Representatives Marsh, Kirk and Farr (by Department of Social and Health Services request): Providing wage rate exemptions for vocationally handicapped on public works.

150 431 668-669 638, 669, 1024 638 1023 1102 1143 p.1347  
Ch. 91

SUBJECT AND HISTORY OF HOUSE BILLS

1498

NUMBER, AUTHOR AND SUBJECT	Intro. & 1st R'd'g	Commit- tee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action by House	Report from Senate	Signed by Speaker	Signed by Pres. Senate	Action by Gov.
<u>HOUSE BILL NO. 241</u> , by Representatives Bledsoe, Julin, Rabel and Hubbard: Providing for the rights of a limited partner in a partnership.	151	404	587	587, 984		984	1017	1041	Ch. 113
<u>HOUSE BILL NO. 242</u> , by Representatives Johnson, Luders, Costanti, Cunningham, Bauer, Wolf, Gilleland and Van Dyk: Providing for accumulation of sick leave up to 180 days as retirement credit.	151								
<u>HOUSE BILL NO. 243</u> , by Representatives Zimmerman, Maxie, Kiskaddon and Backstrom (by Department of Social and Health Services request): Extending industrial insurance to inmates employed in an industrial enterprise or at honor camps.	151	432	638	639		950	951	953	p. 1325 Ch. 40

HOUSE BILL NO. 244, by Representatives Amen, Hubbard, Haussler, Bozarth, Gladder, Flanagan, Goldsworthy, Wolf, Kuehnle, Spanton, Wanamaker, Richardson, Schumaker, Bauer, Zimmerman, May, Martinis and Mentor: Removing power of eminent domain under shoreline management act.

151 360 497 498 948 1016 p.1346

Ch. 53

HOUSE BILL NO. 245, by Representatives North, Haussler and Merrill: Granting boundary review boards power to review future boundaries on request of county legislative authority.

152

HOUSE BILL NO. 246, by Representatives Bledsoe, Savage, Benitz, Kilbury, Morrison and Johnson: Exempting certain nuclear fuel assemblies from sales and use taxes for limited period.

152

HOUSE BILL NO. 247, by Representatives Wanamaker, Mentor, Eikenberry, Brown, Beck, Bozarth, King, Litchman, North, Randall, Berentson, Ceccarelli, Curtis, Maxie and Merrill: Providing property tax relief for certain elderly persons.

152



HOUSE BILL NO. 251, by Representatives Blair, Bagnariol, Barden, Ross, Merrill, Backstrom, Luders, Litchman, Ceccarelli, Gladder, Douthwaite, Perry, Chatalas, McCormick, Bradley, Gallagher, Kilbury, Hurley, Bauer and Maxie: Requiring health care service contractors to comply with certain laws under certain conditions.

153

HOUSE BILL NO. 252, by Representatives Johnson, Bledsoe, Kilbury and Benitz: Expanding membership of the Washington horse racing commission.

153      348      566      567

HOUSE BILL NO. 253, by Representatives King and Curtis: Licensing journeyman plumbers.

153

HOUSE BILL NO. 254, by Representatives Charette, Zimmerman, Perry and Kilbury: Providing procedures for inviting bids and awarding contracts by public utility districts.

153      432      640      641      950      951      953      p. 1325  
Ch. 41

HOUSE BILL NO. 255, by Representatives Backstrom, Moon, May, Luders, Maxie, Hoggins, Johnson, Litchman and Brouillet: Prohibiting the sale of securities held by certain pension systems to pay current benefits.

154

SUBJECT AND HISTORY OF HOUSE BILLS

1502

NUMBER, AUTHOR AND SUBJECT	Intro. & 1st R'd'g	Commi-tee Report	2nd R'd'g Amend-ments	3rd R'd'g Final Passage	Other Action by House	Report from Senate	Signed by Speaker	Signed by Pres.	Action by Gov. Senate
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HOUSE BILL NO. 256, by Representatives Johnson, Kilbury, Charette and Perry: Requiring senate confirmation of reappointments and appointments to fill vacancies.

154

HOUSE BILL NO. 257, by Representatives Zimmerman, Charette, Wolf, Cunningham, Kilbury, King, Conner, Douthwaite, Litchman, Kiskaddon, Thompson and Randall (by Department of Ecology request): Providing for the financing and construction of pollution control facilities.

154	252	275, 284-285	330, 1025	1024	1102	1143	p. 1346 Ch. 54
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HOUSE BILL NO. 258, by Representatives Pardini and Merrill: Providing for changes in the terms of insurance contracts and allowing a person insured under a group insurance policy to assign all incidents of such ownership.

154	367	588	588	1005, 1081	1004, 1080
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HOUSE BILL NO. 259, by Representatives Gallagher, Polk, Marzano, Barden, Litchman, Beritz, King, Juelling and Bagnariol (by Joint Committee on Governmental Cooperation request): Requiring investment of state permanent funds to be in federally insured loans outstanding in the state of Washington.

155 312

HOUSE BILL NO. 260, by Representatives Hansey, Beck and Waramaker (by Department of Highways request): Providing compensation to members of the marine employees' commission.

155

HOUSE BILL NO. 261, by Representatives Morrison, Chatalas and Bagnariol (by Public Employees' Retirement System request): Making certain substantive, procedural, and housekeeping amendments to the law enforcement and fire fighters' retirement system.

155 795 899

261. (Substitute), by Committee on Financial Institutions and Insurance: Relating to public employment.

899 899 1194 1207 1272 Ch.131

HOUSE BILL NO. 262, by Representatives Randall, Fabel, Douthwaite, Hoggins and Mentor (by Parks and Recreation Commission request): Providing for safety inspections of ski lifts by department of labor and industries.

156

SUBJECT AND HISTORY OF HOUSE BILLS

1504

NUMBER, AUTHOR AND SUBJECT	Intro. & 1st R'd'g	Commit- tee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action by House	Report from Senate	Signed by Speaker	Signed by Pres. Senate	Action by Gov.
<u>HOUSE BILL NO. 263</u> , by Representatives Cunningham, Thompson, Zimmerman and Charnley: Placing a tax on the refining of crude oil to the benefit of the coastal protection fund.									
	156					690			
<u>HOUSE BILL NO. 264</u> , by Representative Bagnariol: Permitting mutual savings banks to accept certain demand deposits.									
	156								
<u>HOUSE BILL NO. 265</u> , by Representatives Conway, Kuehne, Schumaker, Hatfield, Hurley, Smith and Curtis: Enacting the property owner's bill of rights.									
	156								
<u>HOUSE BILL NO. 266</u> , by Representatives Gallagher, Polk, Marzano, Barden, Litchman, Benitz, King, Juelling, Bagnariol, Mentor and Merrill (by Joint Committee on Governmental Cooperation request): Allowing savings and loan associations to make guaranteed student loans.									
	156	313	396	397		950	951	953	p. 1325 Ch. 42

HOUSE BILL NO. 267, by Representatives  
Gallagher, Sawyer, Marsh, Adams,  
Hausler, Grant, Rosellini, King,  
Marzano, Jastad, O'Brien, Merrill,  
Backstrom, Bagnariol, Bauer, Beck,  
Bledsoe, Bradley, Ceccarelli, Chatalas,  
Hoggins, Johnson, Kilbury, Knowles,  
Litchman, Luders, Lysen, Maxie,  
McCormick, Paris, Randall, Shipoch, Van  
Dyk, Wojahn and Zimmerman: Regulating  
campaign contributions.

157

HOUSE BILL NO. 268, by Representatives  
Barden, Gallagher, Marzano, Polk,  
Litchman, Benitz, King, Juelling,  
Bagnariol and Chatalas (by Joint  
Committee on Governmental Cooperation  
request): Permitting the Washington  
state public employee retirement system  
to invest in student loans.

157 313

HOUSE BILL NO. 269, by Representatives  
McDermott, Charnley, Kilbury and Maxie:  
Regulating campaign contributions.

157

HOUSE BILL NO. 270, by Representatives  
Kopet, Marsh, Goldsworthy and Thompson:  
Establishing requirements for the  
executive budget proposal.

158 348 641 641

SUBJECT AND HISTORY OF HOUSE BILLS

1506

NUMBER, AUTHOR AND SUBJECT	Intro. & 1st R'd'g	Commit- tee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action by House	Report from Senate	Signed by Speaker	Signed by Pres. Senate	Action by Gov.
<u>HOUSE BILL NO. 271</u> , by Representatives Mentor, Randall, Hoggins, Costanti, Farr and Hansey: Prohibiting entrance fees for day use of state parks.									
	158								
<u>HOUSE BILL NO. 272</u> , by Representatives Barden, Gallagher, Polk, Litchman, Benitz, King, Juelling and Bagnariol (by Joint Committee on Governmental Cooperation request): Giving consideration to investing certain funds in vocational training loans.									
	158	368	583						
<u>272. (Substitute)</u> , by Committee on Higher Education: Giving consideration to investing certain funds in vocational training loans.									
					583- 584	585, 1014	1013	1017	p.1347 Ch. 92
<u>HOUSE BILL NO. 273</u> , by Representatives Smythe, Maxie, Kiskaddon, Savage and Rabel: Exempting persons pursuing high school diploma from community college tuition and/or incidental fees.									
	158	432							

HOUSE BILL NO. 274, by Representatives Bauer, Zimmerman, Marsh, Gallagher, Haussler and Kilbury: Making changes in application procedures for the retired person's real property tax exemption.

158

HOUSE BILL NO. 275, by Representatives Kopet, Backstrom and Bluechel: Authorizing the transfer of funds from the state trade fair fund to the general fund.

159

348

642

642

1173

1208

p. 1347  
Ch. 93

HOUSE BILL NO. 276, by Representatives Farr, Kirk and Newhouse: Defining consumer under comprehensive health planning.

159

HOUSE BILL NO. 277, by Representatives Hubbard, Grant, Newhouse, Morrison, King, Perry, Chatalas, Charette, Rosellini, Sawyer, Merrill, O'Brien and Litchman (by Department of Labor and Industries request): Removing employment class distinctions, and providing for assessment of delinquent employer payments, and making procedural changes in the industrial insurance act.

159

432

572

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953

p. 1346  
Ch. 43



HOUSE BILL NO. 281, by Representatives Maxie, Moon, Bledsoe, Van Dyk, Charette, Lysen, Perry, Adams, Marzano, Jastad, McCormick, North, Kirk, Backstrom, Ceccarelli, Chatalas, Litchman, Merrill and McDermott: Providing aid to the elderly.

161

HOUSE BILL NO. 282, by Representatives Smythe, Polk, Wolf, Spanton and North: Providing for changes in the duties and responsibilities of regents and trustees of higher education administration.

161

HOUSE BILL NO. 283, by Representatives Mentor, Randall, Jones, Polk, Hoggins, Costanti and Gilleland: Regulating vehicles on the beaches of the Pacific Ocean and Puget Sound.

161

HOUSE BILL NO. 284, by Representatives Smythe, Ross and Gilleland: Providing that a liquor license shall be withheld from any private club which practices discrimination in admitting new members.

162



HOUSE BILL NO. 288, by Representatives Marsh, Bledsoe, Bauer, Smythe and Zimmerman: Creating a board of trustees for the state school for the deaf.

163

HOUSE BILL NO. 289, by Representatives Jastad, Moon, Marzano, Haussler, Adams, Martinis, Ceccarelli and Merrill: Defining dognapping as a crime and prescribing penalties therefor.

				986-	986,					
				987,	1043,					
			643,	1043,	1101,					
163	404	643	1177	1102	1175	1207	1272	Ch.	114	

HOUSE BILL NO. 290, by Representatives Douthwaite and Ross (by Executive request): Providing that no liquor license shall be issued to any club which discriminates through exclusionary clauses on the basis of race, creed, color or national origin.

163

HOUSE BILL NO. 291, by Representatives Wanamaker, Beck, Berentson and Costanti (by Legislative Transportation Committee request): Providing financial support for the Puget Sound ferry system.

164	313	644	644							
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Charnley, Bluechel, Williams, Zimmerman,  
Shinpoeh, North and Litchman: Creating  
a recreation land development act of  
1972.

174 764

HOUSE BILL NO. 297, by Representative  
Gallagher: Removing college faculty and  
employees' housing exemption.

174

HOUSE BILL NO. 298, by Representatives  
Conway, Wolf, Randall and Pardini:  
Providing for the licensing and  
regulation of ambulance service.

175

HOUSE BILL NO. 299, by Representatives  
Randall, Smythe and Brown (by  
Superintendent of Public Instruction  
request): Allowing receivables  
collectible in future fiscal years to be  
included in preliminary budgets of  
school districts.

175 368 645 645,  
994 992 1017 1041 Ch. 115

HOUSE BILL NO. 300, by Representatives  
Pardini, Wojahn, Eikenberry, Barden,  
Kilbury, Chatalas, Litchman and O'Brien:  
Extending the coverage of the judicial  
retirement system to judges of courts of  
limited jurisdiction.

175



HOUSE BILL NO. 305, by Representatives Pardini, Bagnariol, Shera, Chatalas, Jones, Sawyer and Litchman: Providing for regulation of debenture companies and strengthening certain securities regulations.

176

HOUSE BILL NO. 306, by Representatives Grant and King: Relating to employment agencies.

176

HOUSE BILL NO. 307, by Representatives King and Grant: Relating to economic recovery.

176

HOUSE BILL NO. 308, by Representative McDermott: Relating to education.

177

HOUSE BILL NO. 309, by Representatives Bledsoe, Brouillet, Cunningham and Grant: Relating to the Washington state teachers' retirement system.

177

HOUSE BILL NO. 310, by Representatives Bottiger, Sawyer, Ceccarelli, Gallagher, Hoggins, Litchman and Van Dyk: Revising the real property tax structure.

177

SUBJECT AND HISTORY OF HOUSE BILLS

1516

NUMBER, AUTHOR AND SUBJECT	Intro. & 1st R'd'g	Commit- tee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action by House	Report from Senate	Signed by Speaker	Signed by Pres. Senate	Action by Gov.
<u>HOUSE BILL NO. 311</u> , by Representatives Paris and Bauer (by Superintendent of Public Instruction request): Relating to education.									
			177						
<u>HOUSE BILL NO. 312</u> , by Representatives Mentor and Bauer (by Superintendent of Public Instruction request): Relating to education.									
			177						
<u>HOUSE BILL NO. 313</u> , by Representatives Goldsworthy and Kopet: Relating to appropriations.									
			177	565	740				
<u>313. (Substitute)</u> , by Committee on Appropriations: Relating to veterans' benefits.									
				740-743	743	1167	1174	1208	Ch. 154

HOUSE BILL NO. 314, by Representatives  
Kopet and Goldsworthy: Relating to  
appropriations.

177

HOUSE BILL NO. 315, by Representatives  
Kopet and Goldsworthy: Relating to  
appropriations.

178

HOUSE BILL NO. 316, by Representative  
Grant: Extending unemployment  
compensation to agricultural workers.

178

HOUSE BILL NO. 317, by Representatives  
Goldsworthy and Kopet: Relating to  
appropriations.

178

HOUSE BILL NO. 318, by Representative  
Mentor: Relating to education.

178

369

646



Bluechel: Relating to state government.	179	473	646						
<u>323. (Substitute)</u> , by Committee on State Government: Relating to motor freight carriers.				646	647	1008	1006,	1095	
<u>HOUSE BILL NO. 324</u> , by Representative Bluechel: Relating to state government.	179	722	879						
<u>324. (Substitute)</u> , by Committee on State Government: Relating to state government.									
				879	880,	1197	1196	1224	1273 Ch.132
<u>HOUSE BILL NO. 325</u> , by Representative Bluechel: Relating to state government.	179								
<u>HOUSE BILL NO. 326</u> , by Representative Bluechel: Relating to state government.	179								
<u>HOUSE BILL NO. 327</u> , by Representative Bluechel: Relating to state government.	179								

SUBJECT AND HISTORY OF HOUSE BILLS

1520

NUMBER, AUTHOR AND SUBJECT	Intro. & 1st R'd'g	Commit- tee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action by House	Report from Senate	Signed by Speaker	Signed by Pres. Senate	Action by Gov.
<u>HOUSE BILL NO. 328</u> , by Representative Bluechel: Relating to state government.									179
<u>HOUSE BILL NO. 329</u> , by Representative Bluechel: Relating to state government.									179
<u>HOUSE BILL NO. 330</u> , by Representative Bluechel: Relating to state government.									179
<u>HOUSE BILL NO. 331</u> , by Representatives Williams, Douthwaite and Lysen: Changing the definition of gambling.									180

HOUSE BILL NO. 332, by Representative  
Kilbury: Providing changes to barbers'  
and beauticians' licensing procedures  
and providing new procedures for hair  
stylists.

180

HOUSE BILL NO. 333, by Representatives  
Hansey, Van Dyk and Haussler: Removing  
farm products exception from a buyer in  
the ordinary course of business under  
Article 9 of the UCC.

180

HOUSE BILL NO. 334, by Representatives  
Williams, Bottiger, Flanagan and  
Litchman: Authorizing public officials  
to appear before the board of tax  
appeals and authorizing appeals to the  
superior court.

180



HOUSE BILL NO. 339, by Representative  
Kraabel: Relating to state government.

181

HOUSE BILL NO. 340, by Representatives  
Kraabel, Luders, Gilleland, Douthwaite  
and Hurley: Crediting use of tax  
revenues for research and planning of  
mass transit systems and altering source  
of local revenues to be used as a base  
for matching of motor vehicle excise  
funds.

181      566    881-884    884

HOUSE BILL NO. 341, by Representatives  
Perry, Paris, Hurley, Farr, Ceccarelli,  
Hoggins, Kraabel and Litchman (by Joint  
Committee on Legislative Ethics  
request): Regulating lobbyists.

182      433      573

341. (Substitute), by Committee on State  
Government: Regulating lobbyists.

573-    576,            1289-  
575    1299            1297    1302    1324    Ch.82



HOUSE BILL NO. 346, by Representatives Marsh, Farr, Kirk and Ceccarelli: Providing for the appointment of guardians for mentally retarded persons.

183

HOUSE BILL NO. 347, by Representatives Wolf, Farr, North, McCormick, Paris, Bagnariol, Hoggins, Kirk, O'Brien, Conner, Wojahn and Litchman: Providing for the regulation of public employment.

183

473

594

538

347. (Substitute), by Committee on Labor and Employment Security: Providing for the regulation of public employment.

594

595-597

HOUSE BILL NO. 348, by Representatives Mentor, Conner, Backstrom, Copeland, Costanti, Cunningham, Farr, Gallagher, Gilleland, Hansey, Jastad, Jones, Martinis, Perry and Savage: Relating to ferry routes and operations.

183

473

647

648

950

951

953

p. 1346  
Ch. 44

HOUSE BILL NO. 349, by Representative Eikenberry: Relating to landlords' liens.

183

369

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649



HOUSE BILL NO. 354, by Representative  
Flanagan: Pertaining to revenue and  
taxation.

184 723 775 769

354. (Substitute), by Committee on  
Revenue and Taxation: Pertaining to  
revenue and taxation.

775-783 783

HOUSE BILL NO. 355, by Representative  
Flanagan: Pertaining to revenue and  
taxation.

184 801

HOUSE BILL NO. 356, by Representatives  
Thompson and Zimmerman: Providing for  
development of natural resources.

184

HOUSE BILL NO. 357, by Representatives  
Polk, May, Bagnariol, Barden, Gilleland,  
Kopet, Hatfield, Smythe, Kirk, Conway,  
North, Ceccarelli and Hurley: Providing  
for measurement and reporting of  
specific learning objectives in the  
common schools.

184

HOUSE BILL NO. 358, by Representatives  
Johnson, Litchman, Maxie and Perry:  
Providing certain economic relief for  
unemployed homeowners in economic  
distress areas.

185



HOUSE BILL NO. 364, by Representatives  
Thompson and Zimmerman: Relating to  
forest protection.

186

HOUSE BILL NO. 365, by Representative  
Copeland: Pertaining to changes in  
salaries of certain public officials.

186

449

449

HOUSE BILL NO. 366, by Representatives  
Zimmerman, Thompson and Smith:  
Providing guidelines for the  
administration of the department of  
ecology.

186

HOUSE BILL NO. 367, by Representatives  
Ross, Kilbury, Bottiger, Curtis, Maxie  
and Rabel: Providing for protection of  
news media sources of information and  
working materials.

186

HOUSE BILL NO. 368, by Representatives  
Conway and Ross: Requiring logic to be  
taught in the common schools.

186



HOUSE BILL NO. 373, by Representatives Smythe, Kopet and Hoggins: Directing the director of OPPFM to establish a uniform system of state payroll accounting.

187

232

HOUSE BILL NO. 374, by Representatives Ross and Maxie: Prohibiting discrimination in the construction of any federally and/or state funded hospital facility.

187

602

HOUSE BILL NO. 375, by Representatives Chatalas, Kirk, McDermott, Adams, Beck, Ceccarelli, Charnley, Douthwaite, Jastad, Maxie, Merrill, North and Shinpoch: Creating the Nisqually river basin division with the planning and community affairs agency.

188



King: Relating to domestic relations.	188								
<u>HOUSE BILL NO. 381</u> , by Representatives Thompson, Smythe and King: Providing for the appropriate funding of community colleges.	189	456	461						
<u>381. (Substitute)</u> , by Committee on Higher Education: Relating to community colleges.				508-509, 461 1155	1151	1174	1208	Ch. 133	
<u>HOUSE BILL NO. 382</u> , by Representative Brown: Relating to elections.	189								
<u>HOUSE BILL NO. 383</u> , by Representative Charnley: Setting standards for control of motor vehicle emissions.	189								
<u>HOUSE BILL NO. 384</u> , by Representative Sawyer: Implementing law relating to the Washington public employees' retirement system.	189								
<u>HOUSE BILL NO. 385</u> , by Representatives Thompson and Smythe: Relating to county census.	189	434							



transportation commission.

190

HOUSE BILL NO. 391, by Representative Sawyer: Defining full time and part time classified or noncertificated employees of school districts.

190

HOUSE BILL NO. 392, by Representatives Wanamaker, Spanton and Gilleland: Providing for the regulation of motor vehicles.

190

HOUSE BILL NO. 393, by Representative Morrison: Providing for the simplification of supplemental pension fund assessments.

190

HOUSE BILL NO. 394, by Representatives Bradley, Savage, Ross, Sawyer and Grant: Regulating the repair of motor vehicles.

191

HOUSE BILL NO. 395, by Representatives Barden, Luders and Schumaker: Providing that able-bodied welfare recipients must accept employment when offered.

191

HOUSE BILL NO. 396, by Representatives Benitz and Backstrom: Relating to reforestation taxation.

191



revenue and taxation.	192
<u>HOUSE BILL NO. 402</u> , by Representatives Wolf, Curtis and Polk: Permitting credit of 1971 ATV fees toward 1972 fees.	192
<u>HOUSE BILL NO. 403</u> , by Representatives Wojahn and McCormick: Placing legal sections on certain credit reporting firms.	192
<u>HOUSE BILL NO. 404</u> , by Representative Randall: Providing for imposition of five percent sales and use taxes at state level.	192
<u>HOUSE BILL NO. 405</u> , by Representatives Julin and Hubbard: Providing for new procedures in industrial insurance cases.	192
<u>HOUSE BILL NO. 406</u> , by Representative Douthwaite: Relating to mental patients.	193



HOUSE BILL NO. 410, by Representative Randall: Providing for municipal facilities bond guarantees for construction of facilities relating to pollution control.

193 566 231,307  
674

HOUSE BILL NO. 411, by Representatives Kuehnle, Bagnariol and Litchman: Implementing law relating to authorizing gambling.

193 404 602

411. (Substitute), by Committee on Business and Professions: Implementing law relating to authorizing gambling.

602-  
606, 608, 1008, 1008,  
607 1175 1075 1174 1207 1272 Ch. 141  
P.V.

HOUSE BILL NO. 412, by Representatives Barden, Benitz, Luders, Paris, Shinpoch, Brown, Goldsworthy, Ceccarelli, Van Dyk, Hansey, Hatfield, Charnley, Shera, Polk, Juelling and King: Providing for the establishment of the Washington state higher education assistance agency to provide loan guarantees for students.

194

HOUSE BILL NO. 413, by Representatives Brown and Thompson: Implementing law holding harmless from liability school directors in carrying out their duties.

194 370 579



this state.

194

HOUSE BILL NO. 417, by Representatives Kuehnle, Chatalas, Copeland, Litchman, Morrison, Sawyer and Wolf: Implementing provisions of the franchise investment protection act.

194 370 568

417. (Substitute), by Committee on Business and Professions: Implementing provisions of the franchise investment protection act.

568 568, 1026 1102 1143 Ch. 116 1027

HOUSE BILL NO. 418, by Representatives Wanamaker, Spanton and Gilleland: Providing for the regulation of transportation.

194 801

HOUSE BILL NO. 419, by Representatives Gallagher, Marzano and Chatalas: Regulating the public purchase of solid waste removal contracts and franchises.

195

HOUSE BILL NO. 420, by Representative Flanagan: Pertaining to tax exemptions and credits for pollution control facilities.

195

SUBJECT AND HISTORY OF HOUSE BILLS

1542

NUMBER, AUTHOR AND SUBJECT	Intro. & 1st R'd'g	Commit- tee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action by House	Report from Senate	Signed by Speaker	Signed by Pres. Senate	Action by Gov.
<u>HOUSE BILL NO. 421</u> , by Representatives Marsh and Bauer: Making certain changes in local improvement district procedures.									195
<u>HOUSE BILL NO. 422</u> , by Representatives Backstrom and Zimmerman: Changing property tax on agricultural lands to income basis for valuation.									195
<u>HOUSE BILL NO. 423</u> , by Representatives North, Douthwaite and Kraabel: Providing for construction of paths and trails adjacent to roadways.									195
<u>HOUSE BILL NO. 424</u> , by Representative Flanagan: Relating to revenue and taxation.									196

HOUSE BILL NO. 425, by Representatives  
Randall, Shera, Shinpoch, Van Dyk,  
Lysen, Kiskaddon, Savage, Copeland,  
Curtis, Wanamaker, Conner, Sawyer,  
Hatfield, Kirk, McDermott, Mentor,  
McCormick, Ross, Bagnariol, Rosellini,  
Thompson, Litchman, Luders and Wojahn:  
Enacting the Uniform Crime Victims  
Compensation Act.

196

HOUSE BILL NO. 426, by Representatives  
Smythe, Zimmerman and Lysen: Relating  
to litter control.

196      405      591

426. (Substitute), by Committee on  
Natural Resources and Ecology: Relating  
to litter control.

591      592

949      1016

p.1346  
Ch. 55



HOUSE BILL NO. 431, by Representatives Williams and Charnley: Providing for the reporting of expenses in an initiative or referendum campaign.

197

HOUSE BILL NO. 432, by Representative Wojahn: Placing certain requirements on issuers of credit cards.

197

HOUSE BILL NO. 433, by Representative Perry: Relating to nursing homes.

197

HOUSE BILL NO. 434, by Representative Eikenberry: Providing civil penalties for failing to appear at an examination or hearing when requested.

197

HOUSE BILL NO. 435, by Representatives Amen, Flanagan, Hubbard and Schumaker: Allowing fifty percent of unemployment contributions to come from employees' wages.

197

## SUBJECT AND HISTORY OF HOUSE BILLS

1546

NUMBER, AUTHOR AND SUBJECT	Intro. & 1st R'd'g	Commit- tee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action by House	Report from Senate	Signed by Speaker	Signed by Pres. Senate	Action by Gov.
<u>HOUSE BILL NO. 436</u> , by Representatives Wolf and Hurley: Permitting hearing officers to conduct personnel board appeals hearings.									
			197						
<u>HOUSE BILL NO. 437</u> , by Representative Gallagher: Providing for the control and regulation of bail bondsmen.									
			198						
<u>HOUSE BILL NO. 438</u> , by Representative Kopet: Creating a priority list of persons who may give consent to an autopsy in any particular case.									
			198	371	650	650			
<u>HOUSE BILL NO. 439</u> , by Representative Kopet: Creating state and local improvements revolving account in state general fund.									
			198	348	651	652			
<u>HOUSE BILL NO. 440</u> , by Representatives Rosellini and Ross: Allowing parental suit for injuries or death of any child.									
			198						

HOUSE BILL NO. 441, by Representative  
Brouillet: An act related to education. 198

HOUSE BILL NO. 442, by Representative  
Perry: Providing for the regulation of  
nursing homes. 198

HOUSE BILL NO. 443, by Representatives  
Marsh, Thompson and Kopet (by Department  
of Social and Health Services request):  
Providing services for developmentally  
disabled persons. 198 371

HOUSE BILL NO. 444, by Representatives  
Marsh and Farr (by Department of Social  
and Health Services request):  
Establishing an office of the public  
administrator within the attorney  
general's office. 199 371 652 653

HOUSE BILL NO. 445, by Representative  
Kilbury: Relating to taxation and  
revenue. 199

HOUSE BILL NO. 446, by Representatives  
Mentor, Newhouse and Gallagher:  
Providing for the election of the state  
committee and enumerating its powers. 199 373 488-  
490,576-  
577,585 586 950 951 953

p. 1325  
Ch. 45



HOUSE BILL NO. 451, by Representatives McDermott and Maxie: Relating to public disclosures by public officials and candidates.

200

HOUSE BILL NO. 452, by Representative Grant: Providing for collective bargaining for certain educational employees.

200

HOUSE BILL NO. 453, by Representatives Backstrom, Bagnariol, Ceccarelli, Maxie, McCormick and Ross: Relating to beauty culture.

200

HOUSE BILL NO. 454, by Representatives Curtis and Merrill: Providing penalties for destroying or holding for more than thirty days beer kegs or casks.

200 405 653

454. (Substitute), by Committee on Business and Professions: Providing penalties for destroying or holding for more than thirty days beer kegs or casks.

653 653

HOUSE BILL NO. 455, by Representative Perry: Relating to electrical contracting.

201

SUBJECT AND HISTORY OF HOUSE BILLS

1550

NUMBER, AUTHOR AND SUBJECT	Intro. & 1st R'd'g	Commit- tee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action by House	Report from Senate	Signed by Speaker	Signed by Pres. Senate	Action by Gov.
<u>HOUSE BILL NO. 456</u> , by Representatives Chatalas, Kuehnle, Copeland, Litchman, Morrison and Sawyer: Providing for the regulation of franchise investments.									201
<u>HOUSE BILL NO. 457</u> , by Representatives Brouillet, Conway and Sawyer: Implementing law relating to credit unions.									201
<u>HOUSE BILL NO. 458</u> , by Representatives Flanagan and Benitz: Providing a fair and equitable method for valuing forest land.									202
<u>HOUSE BILL NO. 459</u> , by Representatives Rabel, Charnley and Kraabel: Relating to lobbying.									202

HOUSE BILL NO. 460, by Representatives  
O'Brien, Chatalas, Copeland, Kirk,  
Litchman, Merrill, North and Rabel:  
Relating to the Klondike commission.

202 524

HOUSE BILL NO. 461, by Representatives  
Rabel, Blair and Charnley: Providing  
for the sale of liquor on the campus of  
the University of Washington.

202

HOUSE BILL NO. 462, by Representatives  
King and Rosellini: Providing for  
service of summons.

202

HOUSE BILL NO. 463, by Representatives  
Merrill and Kopet: Providing that  
cities shall not bear the cost of  
registering new voters.

203

HOUSE BILL NO. 464, by Representatives  
Wanamaker and Spanton: Providing for  
the proper registration of aeronautics.

203

HOUSE BILL NO. 465, by Representatives  
Spanton, Wanamaker and Gilleland:  
Providing for appropriate traffic safety  
and law enforcement.

203



HOUSE BILL NO. 470, by Representatives Bledsoe, Curtis and Planagan: Relating to the Yakima Canyon Scenic Highway.

204

HOUSE BILL NO. 471, by Representative Hubbard: Relating to industrial insurance.

204

HOUSE BILL NO. 472, by Representatives Conway, Douthwaite and Kiskaddon: Prohibiting cities, towns, and counties from requiring paroled felons to carry felon identifications cards.

204 475

HOUSE BILL NO. 473, by Representatives Adams, Paris, Wojahn, Kirk, Merrill, Johnson, O'Brien, Chatalas, Conway, Jastad, Marzano, Gallagher, McCormick, Bauer, Ceccarelli, Charette, Bagnariol, Litchman, Luders and Rosellini: Prohibiting discrimination in employment due to physical handicap.

204

HOUSE BILL NO. 474, by Representatives Lysen and Douthwaite: Providing that registered engineers on the staff of city may prepare cost estimate for local improvements.

205

## SUBJECT AND HISTORY OF HOUSE BILLS

1554

NUMBER, AUTHOR AND SUBJECT	Intro. & 1st R'd'g	Commit- tee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action by House	Report from Senate	Signed by Speaker	Signed by Pres. Senate	Action by Gov.
<u>HOUSE BILL NO. 475</u> , by Representative Lysen: Allowing the mayors of first class cities to delegate duties concerning the police relief and pension fund.									
	205								
<u>HOUSE BILL NO. 476</u> , by Representatives Lysen and Rosellini: Implementing law relating to expenditures by community colleges.									
	205								
<u>HOUSE BILL NO. 477</u> , by Representatives Bauer, Van Dyk, Zimmerman and Haussler: Providing for a nonresident personal use salmon license for freshwater fishing.									
	205		374	578	578				
<u>HOUSE BILL NO. 478</u> , by Representatives Thompson and Julin: Providing for the jurisdiction of pollution control hearings boards.									
	205		475						

HOUSE BILL NO. 479, by Representative Lysen: Requiring certificates showing the zoning and use of certain properties upon the sale thereof.

206

HOUSE BILL NO. 480, by Representatives Berentson, Perry, Wanamaker, Gilleland and Thompson: Creating a department of transportation and prescribing its general structure.

206

HOUSE BILL NO. 481, by Representative Amen: Allowing fifty percent of unemployment contributions to come from employee wages.

208

HOUSE BILL NO. 482, by Representatives North, Moon and Cunningham: Providing for the establishment and the administration of certain natural area preserves.

208      476      656      656,  
1030      1030      1030      1030      1102      1143      Ch. 119

HOUSE BILL NO. 483, by Representatives Curtis, Wanamaker and Newhouse: Regulating labor relations between hospitals and employees thereof.

208

HOUSE BILL NO. 484, by Representative Johnson: Funding the Washington state teachers' retirement system.

208

SUBJECT AND HISTORY OF HOUSE BILLS

1556

NUMBER, AUTHOR AND SUBJECT	Intro. & 1st R'd'g	Commit- tee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action by House	Report from Senate	Signed by Speaker	Signed by Pres. Senate	Action by Gov.
<u>HOUSE BILL NO. 485</u> , by Representatives Martinis, Bagnariol and Ceccarelli: Providing for removal of excise tax, property tax from recreational equipment.									208
<u>HOUSE BILL NO. 486</u> , by Representative Backstrom: Abolishing excess levies for school districts and reforming the sales tax to provide additional school support.									210
<u>HOUSE BILL NO. 487</u> , by Representatives Eikenberry and O'Brien (by Public Employees Retirement System request): Amending certain provisions providing for consolidation of retirement system.									210
<u>HOUSE BILL NO. 488</u> , by Representatives McDermott and Ceccarelli: Exempting senior citizens from the retail sales tax.									210

- HOUSE BILL NO. 489, by Representatives Spanton, Wanamaker and Gilleland: Providing for the highways of the state. 210
- HOUSE BILL NO. 490, by Representative Randall: Exempting employees making less than six hundred dollars from industrial insurance coverage. 210
- HOUSE BILL NO. 491, by Representative Litchman: Providing means to stimulate economic opportunity throughout the state. 211
- HOUSE BILL NO. 492, by Representatives Newhouse, Hatfield and Randall: Implementing law relating to certificated employees of school districts. 211
- HOUSE BILL NO. 493, by Representatives Spanton, Garrett, Gilleland, Polk, Gladder and Kuehnle: Providing property tax exemption for anti-pollution devices. 211
- HOUSE BILL NO. 494, by Representatives Spanton, McCormick, Garrett, Adams, Gilleland, Richardson, Paris, Gladder, Benitz, Jones, Schumaker, Kuehnle and Luders: Making the advocacy of killing a peace officer unlawful. 211



HOUSE BILL NO. 499, by Representatives Johnson and Moon: Relating to disability insurance and health care contracts.

212

HOUSE BILL NO. 500, by Representatives Lysen and Rosellini: Increasing and reconstituting the membership of the state board of pharmacy.

213

231,  
764

HOUSE BILL NO. 501, by Representatives Berentson, Conner and Wanamaker: Revising certain state highway routes.

213

HOUSE BILL NO. 502, by Representatives King, Morrison, Copeland and Johnson: Providing for collective bargaining and labor dispute settlement in health care activities.

213

HOUSE BILL NO. 503, by Representative Grant: Relating to industrial insurance.

213

HOUSE BILL NO. 504, by Representatives Bluechel, Perry and Kopet: Creating a state department of finance.

213



changes in retail installment sales contract requirements.

657 657

950

951

953

p. 1325  
Ch. 47

HOUSE BILL NO. 509, by Representative Rosellini: Implementing law relating to industrial insurance.

215

HOUSE BILL NO. 510, by Representatives Gallagher and Haussler: Designating state finance committee as party to invest certain state funds.

215

HOUSE BILL NO. 511, by Representative Grant: Regulating sauna parlors.

215

HOUSE BILL NO. 512, by Representatives Ross and Maxie (by Secretary of State request): Providing for publication of notice of certain elections in nonEnglish newspapers.

215

375

658

658

HOUSE BILL NO. 513, by Representatives Merrill and Haussler: Providing for the support of local government.

215



HOUSE BILL NO. 518, by Representatives  
Kiskaddon, Douthwaite and Maxie:  
Providing tuition-free enrollment by  
inmates of correctional institutions in  
extension courses of state universities  
and colleges.

216

HOUSE BILL NO. 519, by Representative  
Lysen: Allowing mayors to delegate  
certain duties in regard to firemen's  
pension boards.

216 434

HOUSE BILL NO. 520, by Representatives  
Mentor and Costanti: Implementing law  
relating to all-terrain vehicles.

217

HOUSE BILL NO. 521, by Representatives  
Kopet and Gladder (by Department of  
Social and Health Services request):  
Providing tuberculosis treatment of  
persons unable to pay.

217 375 658 659,  
1035 1031 1102 1143 Ch. 143  
P. V.

HOUSE BILL NO. 522, by Representatives  
Kopet, Maxie and Brown: Relating to  
sewer and water districts.

218



HOUSE BILL NO. 527, by Representatives Zimmerman and Bauer: Clarifying and directing collection and use of funds in fire protection projects.

219 314 452 453 948 1016 VETOED

HOUSE BILL NO. 528, by Representative Spanton: Changing registration period, registration display, and age requirements on snowmobiles.

219 406 659 660

HOUSE BILL NO. 529, by Representative Wanamaker: Providing certain property tax exemptions for the elderly.

219

HOUSE BILL NO. 530, by Representatives Kiskaddon, Maxie, Ross, Smythe, King and Charnley: Providing for waiver of community college fees for students finishing high school education.

219

HOUSE BILL NO. 531, by Representative Beck: Charging ten percent interest on delinquent property taxes.

219

HOUSE BILL NO. 532, by Representatives May, Gallagher, Backstrom, Wojahn, McCormick, Knowles, Zimmerman and Kirk: Relating to public employee retirement systems.

220

SUBJECT AND HISTORY OF HOUSE BILLS

1566

NUMBER, AUTHOR AND SUBJECT	Intro. & 1st R'd'g	Commit- tee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action by House	Report from Senate	Signed by Speaker	Signed by Pres. Senate	Action by Gov.
<u>HOUSE BILL NO. 533</u> , by Representative Hubbard: Relating to unemployment compensation.									220
<u>HOUSE BILL NO. 534</u> , by Representatives Rabel, Charette, Ross and Bledsoe: Providing for the public disclosure of agency records and all nonprivileged communications.									220
<u>HOUSE BILL NO. 535</u> , by Representatives Barden and Mentor: Providing for appointments of hearing examiners by board; allowing hearing for additional appeals.									220
<u>HOUSE BILL NO. 536</u> , by Representatives Haussler and Merrill: Providing for the support of local government.									220

HOUSE BILL NO. 537, by Representatives Kopet, Pardini and Curtis (by Department of Social and Health Services request): Shortening time for declaration of undisclosed income or resources to department of public assistance by persons receiving such assistance.

220      375      660,  
672      673      660

HOUSE BILL NO. 538, by Representative Randall: Providing for distribution of ten percent of state sales and use taxes to cities, towns and counties.

221

HOUSE BILL NO. 539, by Representatives Bagnariol, Polk, Gallagher and Wolf: Providing for warranties on consumer goods.

221

HOUSE BILL NO. 540, by Representative Kiskaddon: Relating to community correctional services.

221

HOUSE BILL NO. 541, by Representative Bottiger: Relating to education.

221

HOUSE BILL NO. 542, by Representatives Pardini and Kopet (by Department of Social and Health Services request): Providing for the enforcement of child support.

221      406      6



- HOUSE BILL NO. 547, by Representatives Backstrom, Conner, Mentor, Berentson, Martinis, Wanamaker and Costanti: Providing expanded retirement benefits for fisheries patrol officers. 222
- HOUSE BILL NO. 548, by Representatives Bledsoe, Curtis and Flanagan: Relating to the filing and enforcement of liens on crops. 222
- HOUSE BILL NO. 549, by Representative Rosellini: Implementing law relating to confidentiality and review of personal files with state agencies. 222
- HOUSE BILL NO. 550, by Representatives Rabel, Kraabel, Maxie and Pardini: Eliminating discounts of class H liquor license holders who discriminate. 222
- HOUSE BILL NO. 551, by Representatives Flanagan and Hubbard: Pertaining to revenue and taxation. 223
- HOUSE BILL NO. 552, by Representative Lysen: Implementing the law relating to education expenditures. 223



HOUSE BILL NO. 557, by Representatives Morrison, Bagnariol and Blair: Enacting the Washington Quality Wine Act.

224

HOUSE BILL NO. 558, by Representative Morrison: Determining who shall sign certificate for the expenses of the legislature.

224 350 662 662

HOUSE BILL NO. 559, by Representatives Cunningham and Sawyer: Changing method of distributing school districts' position of mobile home, travel trailer or camper excise tax.

225

HOUSE BILL NO. 560, by Representative Curtis: Relating to consumer protection.

225

HOUSE BILL NO. 561, by Representatives Williams and Sawyer: Pertaining to property tax exemptions.

225

HOUSE BILL NO. 562, by Representatives Conner and Gilleland: Relating to drivers' licenses.

225

HOUSE BILL NO. 563, by Representative Kirk: Providing assistance for displaced workers.

225



HOUSE BILL NO. 569, by Representative  
Conner: Relating to fisheries. 226

HOUSE BILL NO. 570, by Representative  
Conner: Relating to Hood Canal toll  
bridge. 226

HOUSE BILL NO. 571, by Representatives  
Kirk, Wojahn, Lysen, Maxie and Ross:  
Removes retail sales tax from food stamp  
purchases. 226

HOUSE BILL NO. 572, by Representative  
Benitz: Relating to revenue and  
taxation of timber and forest lands. 226

HOUSE BILL NO. 573, by Representative  
Sawyer: Implementing law relating to  
insurance for classified or  
noncertificated employees of school  
districts. 226

HOUSE BILL NO. 574, by Representative  
Conner: Providing for flashing amber  
lights on all locomotives. 226

HOUSE BILL NO. 575, by Representative  
Conner: Providing a salt water reserve  
for food fish and shellfish. 227

HOUSE BILL NO. 576, by Representatives  
Conner and Martinis: Providing for the  
regulation of boxing. 227



SUBJECT AND HISTORY OF HOUSE JOINT MEMORIALS

NUMBER, AUTHOR AND SUBJECT	Intro. & 1st R'd'g	Commit- tee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action by House	Report from Senate	Signed by Speaker	Signed by Pres. Senate	Action by Gov.
<p><u>HOUSE JOINT MEMORIAL NO. 1</u>, by Representatives Pardini, Newhouse, Wolf, Bledsoe, Amen, Bozarth, Barden, Benitz, Berentson, Blair, Bluechel, Brown, Conway, Copeland, Costanti, Cunningham, Curtis, Eikenberry, Farr, Flanagan, Garrett, Gilleland, Gladder, Goldsworthy, Hansey, Hatfield, Hoggins, Hubbard, Jones, Juelling, Julin, Kirk, Kiskaddon, Kopet, Kraabel, Kuehnle, Mentor, Morrison, North, Polk, Rabel, Richardson, Ross, Schumaker, Shera, Smith, Smythe, Spanton, Swayze and Wanamaker: Memorializing Congress and the President to take action to prevent renewal of the west coast dock strike.</p>	114			144- 147	147	115-117, 503	502		
<p><u>HOUSE JOINT MEMORIAL NO. 2</u>, by Representatives Berentson, Wanamaker, Amen, Bauer, Bozarth, Gilleland and Hansey: Providing for implementation of interstate short-haul air compact.</p>	227	283	635	635		951	951	954	

SUBJECT AND HISTORY OF HOUSE JOINT MEMORIALS

1576

NUMBER, AUTHOR AND SUBJECT	Intro. & 1st R'd'g	Commit- tee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action by House	Report from Senate	Signed by Speaker	Signed by Pres. Senate	Action by Gov.
<u>HOUSE JOINT MEMORIAL NO. 3</u> , by Representatives Charnley and Rabel: Memorial regarding Alpine Lakes.									228
<u>HOUSE JOINT MEMORIAL NO. 4</u> , by Representatives Berentson, Costanti, Hansey, Farr, Van Dyk, Bauer, Wanamaker, Mentor, Jones and Polk: Memorializing the President and Congress to commemorate the peaceful settlement of the dispute over the San Juan Islands.				232,253	253		1194	1207	1272
<u>HOUSE JOINT MEMORIAL NO. 5</u> , by Representative Conway: Petitioning Congress to authorize public service employment programs for recipients of public assistance.									228
<u>HOUSE JOINT MEMORIAL NO. 6</u> , by Representative Morrison: Memorializing the Federal District Court to redistrict in accord with the proposals suggested by legislature.			407	662	663				228

SUBJECT AND HISTORY OF HOUSE JOINT RESOLUTIONS

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NUMBER, AUTHOR AND SUBJECT	Intro. & 1st R'd'g	Commit- tee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action by House	Report from Senate	Signed by Speaker	Signed by Pres. Senate	Action by Gov.
<u>HOUSE JOINT RESOLUTION NO. 56</u> , by Representative Goldsworthy: Amending the Constitution to authorize state income tax and restrict property, sales and business and occupation taxes.									24
<u>HOUSE JOINT RESOLUTION NO. 57</u> , by Representatives Kilbury, Benitz, Amen, Bauer, Conner, Flanagan, Hubbard, Johnson, Van Dyk and Zimmerman: Amends Constitution to permit valuation of agricultural lands to be based upon earnings or productive capacity.									24
<u>HOUSE JOINT RESOLUTION NO. 58</u> , by Representatives Brown, Bledsoe, Wolf, Pardini, Morrison, North, Hoggins and Shera: Establishing constitutional reapportionment procedure.									24      274      286-291
<u>HOUSE JOINT RESOLUTION NO. 59</u> , by Representative Bradley: Amending the Constitution to remove property tax exemption authority.									24



Representatives Julin, Wojahn and Eikenberry (by Judicial Council request): Providing procedures for election of judges and establishing a districting commission.

51

HOUSE JOINT RESOLUTION NO. 64, by Representatives Brown, Hurley, Kraabel, Mentor, McDermott, Rabel and Williams: Providing a constitutional amendment making public transportation systems eligible for highway funds.

82

HOUSE JOINT RESOLUTION NO. 65, by Representatives Bledsoe, Copeland, Charette, Beck, Ross, Kiskaddon, Conway, Kraabel, Blair, Mentor, Amen, Hoggins, Jones, Moon, Bluechel, Adams, Kopet, Cunningham, Brown, Gilleland, Ceccarelli, Curtis, Litchman and North (by Executive and Legislative Council request): Amending the Constitution to provide for annual sessions of the legislature.

82 274 293,294 501

HOUSE JOINT RESOLUTION NO. 66, by Representatives Charette, Blair, Brown, Charnley, Hoggins, Kraabel, Maxie and McCormick: Amending the Constitution to allow the legislature to place a limit on length of service in the legislature.

102



HOUSE JOINT RESOLUTION NO. 70, by Representative Bluechel: Amending the Constitution relative to state government.

165 476 585 312

70. (Substitute), by Committee on Elections and Apportionment: Relating to apportionment and redistricting.

585

HOUSE JOINT RESOLUTION NO. 71, by Representative Bluechel: Amending the Constitution relative to state government.

165

HOUSE JOINT RESOLUTION NO. 72, by Representative Bluechel: Amending the Constitution relative to state government.

165

HOUSE JOINT RESOLUTION NO. 73, by Representatives North, Williams, Kraabel, Brown, Charnley and Hoggins: Limiting number of years legislators may serve in House and Senate.

165

HOUSE JOINT RESOLUTION NO. 74, by Representatives Grant, King and Thompson: Constitutional amendment on tax reform.

228



HOUSE JOINT RESOLUTION NO. 79, by Representative Charnley: Repealing section 40, Article 2 and Amendment 18 of the State Constitution.

229

HOUSE JOINT RESOLUTION NO. 80, by Representatives Eikenberry, Wolf, Barden, Grant, Hatfield and Spanton: Submitting proposal to amend Constitution relating to governor's veto.

229

231

HOUSE JOINT RESOLUTION NO. 81 by Representative Randall: Amending the Constitution to authorize the lending of the credit of the state to municipalities for construction of facilities relating to pollution control.

229

HOUSE JOINT RESOLUTION NO. 82, by Representatives Bledsoe, King, Kiskaddon, Brouillet, Mentor, McDermott, Blair, Savage, Hoggins, Conner, Ross, Douthwaite, Rabel, Williams, Brown, Kraabel, Jones, Charnley and Litchman: Amending the Constitution to provide tax revision.

229

723

784

SUBJECT AND HISTORY OF HOUSE JOINT RESOLUTIONS

1584

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NUMBER, AUTHOR AND SUBJECT	Intro. & 1st R'd'g	Commit- tee Report	2nd P'd'g Amend- ments	3rd R'd'g Final Passage	Other Action by House	Report from Senate	Signed by Speaker	Signed by Pres. Senate	Action by Gov.
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82. (Substitute), by Committee on Revenue and Taxation: Amending the Constitution to provide tax revision.

						769,793,		
						795,825,		
						842,		
						1331-		
						1334,	1329-	
784-						1363-	1331,	
792						1374	1363	

SUBJECT AND HISTORY OF HOUSE CONCURRENT RESOLUTIONS

NUMBER, AUTHOR AND SUBJECT	Intro. & 1st R'd'g	Commit- tee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action by House	Report from Senate	Signed by Speaker	Signed by Pres. Senate	Action by Gov.
<u>HOUSE CONCURRENT RESOLUTION NO. 1</u> , by Representative Bledsoe: Notifying the Governor that the Legislature is organized.				29	29	33	33	64	
	25,29								
<u>HOUSE CONCURRENT RESOLUTION NO. 2</u> , by Representative Bledsoe: Joint session to receive the Governor's message to the Legislature.				30	30	33	33	64	
	25,30								
<u>HOUSE CONCURRENT RESOLUTION NO. 3</u> , by Representatives Bledsoe, Wolf, Newhouse, Curtis, Berentson, Bozarth, Jones, McCormick and Wojahn: Honoring the late George D. Zahn.				30	31,64	64	64	89	122
	25								
<u>HOUSE CONCURRENT RESOLUTION NO. 4</u> , by Representatives Kilbury, Benitz, Bauer, Conner, Johnson, Jones, Schumaker, Van Dyk and Zimmerman: Providing for a study by the forest tax committee of a method of valuing agricultural lands based upon earning and productive capacity.									
	25	686							

SUBJECT AND HISTORY OF HOUSE CONCURRENT RESOLUTIONS

1586

NUMBER, AUTHOR AND SUBJECT	Intro. & 1st R'd'g	Commit- tee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action by House	Report from Senate	Signed by Speaker	Signed by Pres. Senate	Action by Gov.
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HOUSE CONCURRENT RESOLUTION NO. 5, by Representatives Jueling, Moon, Morrison, Haussler, North, Copeland, Bledsoe, Wolf, Shera, Hatfield, Kiskaddon, Bagnariol, Brown, Kraabel, Goldsworthy, Polk, Hoggins, King, Barden, Hansey, Amen, Smythe, Gilleland, Conway, Farr, Jones, Rabel, Chatalas, Costanti, Blair, Mentor, Curtis, Cunningham, Paris, Julin, Charnley, Douthwaite, Merrill, Van Dyk, Rosellini, Gallagher, Williams, Wojahn, Shinpoch, Maxie, O'Brien, Grant, Bradley, Marsh, Backstrom, Randall, Litchman, Bauer, Bozarth, Kilbury, Lysen and McDermott (by Legislative Council request): Amending and implementing Joint Rules of the House and Senate.

25	31, 56-62	62, 334	332- 334	332	354	422
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HOUSE CONCURRENT RESOLUTION NO. 6, by Representatives King, Smythe, Brouillet and Litchman (by Joint Committee on Education request): Providing suggested action for schools to take in effort to eliminate drug abuse in the schools.

51      122      172,  
236-241      173

HOUSE CONCURRENT RESOLUTION NO. 7, by Representatives Brown, Wolf and Johnson (by Joint Committee on Education request): Providing program relating to insuring of school districts.

51      122      236      322

HOUSE CONCURRENT RESOLUTION NO. 8, by Representatives Zimmerman, Bauer, North, Polk and Smith: Limiting number of measures an individual legislator may introduce during an extraordinary session.

51

HOUSE CONCURRENT RESOLUTION NO. 9, by Representatives Johnson and Brouillet: Directing the appointment of two school librarians as liaison members to the regional library study.

136

SUBJECT AND HISTORY OF HOUSE CONCURRENT RESOLUTIONS

1588

NUMBER, AUTHOR AND SUBJECT	Intro. & 1st R'd'g	Commit- tee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action by House	Report from Senate	Signed by Speaker	Signed by Pres. Senate	Action by Gov.
<u>HOUSE CONCURRENT RESOLUTION NO. 10</u> , by Representatives Backstrom, Goldsworthy, Chatalas, Marsh, Moon, Bagnariol, Shera, Kopet and Grant: Authorizing the continued study of alternative methods for funding various retirement systems.			165	375	663				663
<u>HOUSE CONCURRENT RESOLUTION NO. 11</u> , by Representatives Douthwaite and Kilbury: Directing the legislative council to study the feasibility of establishing a Washington, D. C. legislative liaison office.									229
<u>HOUSE CONCURRENT RESOLUTION NO. 12</u> , by Representatives Rosellini and Ross: Requesting an interim study of comparative negligence laws.									230
<u>HOUSE CONCURRENT RESOLUTION NO. 13</u> , by Representatives Wolf, Chatalas, Grant and Copeland: Inviting National Conference of State Legislative Leaders to hold its 1973 convention in Seattle.			230, 232		232		243	272	277

HOUSE CONCURRENT RESOLUTION NO. 14, by Representative Douthwaite: Providing for a study to be made on prisoner education.

230

HOUSE CONCURRENT RESOLUTION NO. 15, by Representative Douthwaite: Providing for a study of prisoner education in correctional institutions of state.

230

HOUSE CONCURRENT RESOLUTION NO. 16, by Representative Douthwaite: Directing the legislative council to study the implementation of a liaison office in Washington, D. C. for the state.

230

HOUSE CONCURRENT RESOLUTION NO. 17, by Representatives O'Brien, Copeland, Kirk, Litchman, North and Rabel: Relating to the creation of a Klondike Commission.

230 524

HOUSE CONCURRENT RESOLUTION NO. 18, by Representative McDermott: Requesting a study to determine the feasibility of housing low-income senior citizens in unoccupied dormitory rooms.

230

SUBJECT AND HISTORY OF HOUSE CONCURRENT RESOLUTIONS

1590

NUMBER, AUTHOR AND SUBJECT	Intro. & 1st R'd'g	Commit- tee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Passage	Other Action by House	Report from Senate	Signed by Speaker	Signed by Pres. Senate	Action by Gov.
<u>HOUSE CONCURRENT RESOLUTION NO. 19</u> , by Representatives Julin, Marsh, Sawyer, Ross, Bottiger, Knowles, Spanton, Hubbard, Eikenberry, Shinpoch, Rosellini, Charette, Wojahn, Litchman and Swayze: Providing for expression of cordial welcome by the legislature to the Conference of Chief Justices.									
			272						
				272					
						332			
							354		
								422	
<u>HOUSE CONCURRENT RESOLUTION NO. 20</u> , by Representatives Hatfield, Spanton, Kuehnle, Kopet, Benitz, Polk, May and Brown: Providing for a special commission to study state support of the common schools.									
			599						
<u>HOUSE CONCURRENT RESOLUTION NO. 21</u> , by Representative Morrison: Suspending certain provisions of Joint Rule No. 9 regarding Senate Bill No. 173.									
			1126						
				1126					
						1167			
							1185		
								1208	

HOUSE CONCURRENT RESOLUTION NO. 22, by Representatives Bluechel, Pardini and Perry: Suspending certain provisions of Joint Rule No. 9 regarding Reengrossed Senate Bill No. 92.

1142

1142

1174 1208

HOUSE CONCURRENT RESOLUTION NO. 23, by Representative Morrison: Suspending certain provisions of Joint Rule No. 9 regarding Engrossed Senate Bill No. 27.

1128

1128

1164 1185 1208

HOUSE CONCURRENT RESOLUTION NO. 24, by Representative Morrison: Suspending certain provisions of Joint Rule No. 9 regarding Engrossed Senate Bill No. 4.

1130

1130

1164 1185 1208

HOUSE CONCURRENT RESOLUTION NO. 25, by Representatives Chatalas and Newhouse: Amending Senate Concurrent Resolution No. 2 to limit the Second Extraordinary Session of the 42nd Legislature to forty-one days.

1166

1166 1166

1170 1185 1208

HOUSE CONCURRENT RESOLUTION NO. 26, by Representative Morrison: Suspending certain provisions of Joint Rule No. 9 regarding Substitute Senate Bill No. 355.

1158

1158

1174 1208



SUBJECT AND HISTORY OF HOUSE FLOOR RESOLUTIONS

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NUMBER, AUTHOR AND SUBJECT	Introduced	Adopted	Rejected	Other Action
<u>HOUSE RESOLUTION NO. 1</u> , by Representative Bledsoe: Adopting House temporary rules for the 42nd Second Extraordinary Session.	7	9		8
<u>HOUSE RESOLUTION NO. 2</u> , by Representative Bledsoe: Notifying Senate that the House is organized.	9	9		
<u>HOUSE RESOLUTION NO. 3</u> , by Representative Bledsoe: Weekly payment of members and employee authorized.	9	9		
<u>HOUSE RESOLUTION NO. 4</u> , by Representatives Copeland and Hubbard: Commemorating the American Correctional Association.	117	118		
<u>HOUSE RESOLUTION NO. 5</u> , by All 99 members: Expressing appreciation to Richard O. White, Code Reviser, and staff for outstanding work.	241	242		
<u>HOUSE RESOLUTION NO. 6</u> , by Representatives Johnson and Haussler: Directing a study of all state water districts.	243	244		
<u>HOUSE RESOLUTION NO. 7</u> , by Representatives Van Dyk, Haussler, Costanti, Berentson, Bradley, Bauer, Grant, Sawyer, Bottiger and Zimmerman: Requests Legislative Council to study the livestock identification problems.	310	311		

## SUBJECT AND HISTORY OF HOUSE FLOOR RESOLUTIONS

1594

NUMBER, AUTHOR AND SUBJECT	Introduced	Adopted	Rejected	Other Action
<u>HOUSE RESOLUTION NO. 8</u> , by Representatives Copeland, Fledsoe and Grant: Urges speedy resolution of longshoremen's strike.	311	312		
<u>HOUSE RESOLUTION NO. 9</u> , by Representatives Charette, Haussler, Morrison and Anderson: Authorizing the Legislative Council to study disposition of tax title land.	336	336		
<u>HOUSE RESOLUTION NO. 10</u> , by Representatives Ross and Blair: Permitting wearing of pantsuits during inclement weather.	336			337
<u>HOUSE RESOLUTION NO. 11</u> , by Representatives Johnson and Ceccarelli: Commending department of game for its foresight and conservation practices regarding Rocky Mountain Big Horn Sheep.	399	400		
<u>HOUSE RESOLUTION NO. 12</u> , by Representative Hansey: Requesting studies and surveys of transportation systems in Whatcom County.	400	400		
<u>HOUSE RESOLUTION NO. 13</u> , by Representatives Morrison, Haussler and Newhouse: Directing Legislative Council to study salary schedule for deputy assessors employed by counties.	400	401		

<u>HOUSE RESOLUTION NO. 14</u> , by Representatives Barden, Douthwaite, Charnley and Juelling: Directing the Council on Higher Education to give special attention to loan program possibilities for post high school education.	426	427
<u>HOUSE RESOLUTION NO. 15</u> , by Representatives Charnley, North and Haussler: Directing Legislative Council to study the problems and advantages of dating food products.	467	468
<u>HOUSE RESOLUTION NO. 16</u> , by Representatives Grant and Hubbard: Directing the Legislative Council to conduct a study jointly with the Public Employees Collective Bargaining Committee on the problems of collective bargaining with hospitals.	468	468
<u>HOUSE RESOLUTION NO. 17</u> , by Representatives Grant, Wolf and Hubbard: Directing the Labor Committee of the Legislative Council to study the need for flexibility in the determination of death benefits or disability compensation paid by industrial insurance.	500	500
<u>HOUSE RESOLUTION NO. 18</u> , by Representatives Douthwaite, Gilleland, Jones, Perry and Kraabel: Directing the Department of Highways to report its findings in current studies to alleviate peak hour traffic congestion.	563	563
<u>HOUSE RESOLUTION NO. 19</u> , by Representatives Haussler, Flanagan and Brouillett: Requesting the Joint Committee on Education to examine current laws regarding joint school districts and prepare such recommendations.	563	564

SUBJECT AND HISTORY OF HOUSE FLOOR RESOLUTIONS

1596

NUMBER, AUTHOR AND SUBJECT	Introduced	Adopted	Rejected	Other Action
<u>HOUSE RESOLUTION NO. 20</u> , by Representatives Brown, Smythe and Luders: Directing the Joint Committee on Education to review current laws related to school organization.	599	600		
<u>HOUSE RESOLUTION NO. 21</u> , by Representatives Schumaker, Luders and Gladder: Requesting Interim Committee on Fisheries, Game and Game Fish to undertake a study of the problems facing game animals and game birds.	600	600		
<u>HOUSE RESOLUTION NO. 22</u> , by Representative Smythe: Requesting a study of the problem of professional negotiations for teachers.	600	601		
<u>HOUSE RESOLUTION NO. 23</u> , by Representatives Wolf, Berentson, Wanamaker and Conner: Directing the Legislative Transportation Committee to conduct a study of the use of pilot cars.	601	602		
<u>HOUSE RESOLUTION NO. 24</u> , by Representatives Douthwaite, Kiskaddon, Maxie and Rabel: Directing the Joint Committee on Higher Education and the Joint Committee on Education to determine what efforts are being made for prisoner education.	682	683		

HOUSE RESOLUTION NO. 25, by Representatives Douthwaite, Williams, Grant and Copeland: Directing the Legislative Council to study implementing a liaison office in Washington, D. C. for the State of Washington.

683

684

HOUSE RESOLUTION NO. 26, by Representatives Newhouse, Julin and Martinis: Directing the Legislative Council to undertake a study of the liquor control system of this state.

Withdrawn

HOUSE RESOLUTION NO. 27, by Representatives North, Faussler and Smythe: Requesting the Legislative Council to undertake a study of the need for walkways and bicycle paths.

687

688

HOUSE RESOLUTION NO. 28, by Representatives Hurley and May: Directing the Legislative Council to make a study of the policies of state agencies.

688

687-688

HOUSE RESOLUTION NO. 29, by Representatives Kopet, Goldsworthy and Smythe: Directing the Legislative Council, in conjunction with the Data Processing Advisory Committee, to determine if an overall unified system of payroll accounting is required for improved financial management and reduction of operating costs.

697

698

HOUSE RESOLUTION NO. 30, by Representatives Randall, Van Dyk, Lysen, McCormick, Shinpoch, McDermott, Kilbury, King, Sawyer, Chatalas, Rosellini, Wojahn and Shera: Requesting the Interim Municipal Committee in conjunction with the Legislative Council to undertake a study of compensation for victims of violent crimes.

1273

1274

SUBJECT AND HISTORY OF HOUSE FLOOR RESOLUTIONS

15981

NUMBER, AUTHOR AND SUBJECT	Introduced	Adopted	Rejected	Other Action
<u>HOUSE RESOLUTION NO. 31</u> , by Representatives Julin, Charette and Wolf: Requesting the Legislative Council and Judicial Council to study methods of equalizing judicial workload among the superior court judges of this state.	705	705		
<u>HOUSE RESOLUTION NO. 32</u> , by Representatives Swayze, Adams, Shera, Wojahn, Jueling, Brouillet, Marzano, Bottiger and Sawyer: Congratulating Stadium High School Concert Band on their selection as one of fifty bands to play at the International Band Festival in Vienna, Austria.	721	722		
<u>HOUSE RESOLUTION NO. 33</u> , by Representatives Rabel, Smythe and King: Directing Council on Higher Education to explore various programs of reciprocity for college students attending out of state institutions.	1046	1046		
<u>HOUSE RESOLUTION NO. 34</u> , by Representatives Kilbury, Zimmerman, Bauer and Charnley: Instructing the Legislative Council to study the question of the regulation of geothermal energy resources.	1046	1046		
<u>HOUSE RESOLUTION NO. 35</u> , by Representatives Kraabel, North and Hoggins: Directing the Superintendent of Public Instruction in conjunction with the Joint Committee on Education to investigate the feasibility and merit of decentralizing large school districts.	1047	1047		

HOUSE RESOLUTION NO. 36, by Representatives Kraabel and North: Directing the Superintendent of Public Instruction in conjunction with the Joint Committee on Education to review the feasibility of requiring certificated personnel to spend a specified amount of time each year or over a specified period of years in classroom instruction or other meaningful involvement within the school building.

1047 1048

HOUSE RESOLUTION NO. 37, by Representatives Kuehnle, Eikenberry and Bottiger: Requesting the Legislative Council to conduct a thorough study of the need for new legislation to protect the purchasers of land from fraudulent and misleading sales practices and to ensure that land developers comply with their promises and representations.

1048 1048

HOUSE RESOLUTION NO. 38, by Representatives Bledsoe, Amen, Goldsworthy, Haussler, Kilbury, Charnley, Curtis and Morrison: Providing that the Soil Conservation and Domestic Allotment Act, as amended, be amended to provide for a Columbia-Snake-Palouse Conservation Program by passage of House Bill No. 12694.

1048 1048

SUBJECT AND HISTORY OF HOUSE FLOOR RESOLUTIONS

10001

NUMBER, AUTHOR AND SUBJECT	Introduced	Adopted	Rejected	Other Action
<u>HOUSE RESOLUTION NO. 39</u> , by Representatives Kopet, Polk, Thompson, Smythe, Benitz and Marsh: Directing the Council on Higher Education to review the criteria for the selection of states for purposes of comparison, consulting with the institutions of higher education, the community college system, the Office of Program Planning and Fiscal Management, and the Legislative Budget Committee.	1066	1067		
<u>HOUSE RESOLUTION NO. 40</u> , by Representatives Hoggins, Perry, Randall, Rabel, Bottiger, Brouillet, Kraabel and North: Requesting the Joint Committee on Education to conduct a study on elections and terms of service for school directors in the State of Washington.	1049	1049		
<u>HOUSE RESOLUTION NO. 41</u> , by Representatives Randall, Julin, Beck, Mentor and Wanamaker: Requesting the Interim Municipal Committee in cooperation with the Legislative Council to undertake a study of the jurisdictional restrictions placed on law enforcement agencies.	1049	1050		
<u>HOUSE RESOLUTION NO. 42</u> , by Representatives Brouillet and Hoggins: Directing the Joint Committee on Education to examine the problem of teacher supply and demand in the State of Washington.	1050	1050		

HOUSE RESOLUTION NO. 43, by Representatives Smythe and Thompson: Directing the Joint Committee on Higher Education, Council on Higher Education, Legislative Budget Committee and Office of Program Planning and Fiscal Management to study the utility, feasibility, and benefit of instituting a statewide salary schedule for community college employees.

1050 1050

HOUSE RESOLUTION NO. 44, by Representatives Smythe, Brouillet, Thompson and Hoggins: Directing the Joint Committee on Education in conjunction with Superintendent of Public Instruction, Legislative Budget Committee and Office of Program Planning and Fiscal Management to study the utility, feasibility, and benefit of instituting a statewide salary schedule for school district employees.

1051 1051

HOUSE RESOLUTION NO. 45, by Representatives Rabel and Douthwaite: Directing the Council on Higher Education to determine whether students shall be classified as resident students or nonresident students for tuition and fee purposes.

1051 1051

HOUSE RESOLUTION NO. 46, by Representatives Hoggins, Charette, Williams, Douthwaite and Bauer: Directing the Judicial Council to undertake a study of administrative adjudication of minor traffic offenses.

1051 1052

HOUSE RESOLUTION NO. 47, by Representative Conner: Authorizing the Legislative Council to study increasing the statutory controls over proprietary schools.

1052 1052

SUBJECT AND HISTORY OF HOUSE FLOOR RESOLUTIONS

1602

NUMBER, AUTHOR AND SUBJECT	Introduced	Adopted	Rejected	Other Action
<u>HOUSE RESOLUTION NO. 48</u> , by Representatives May, Grant and Moon: Directing the Legislative Council to study the feasibility of implementing a public employment program.	1052	1053		
<u>HOUSE RESOLUTION NO. 49</u> , by Representatives Conner and Ceccarelli: Requesting the Interim Committee on Fisheries, Game and Game Fish and the Oceanographic Commission to study the possible methods of protecting Washington's continental shelf exploration and the use of the contiguous waters adjacent to the state's shoreline.	1067	1068		
<u>HOUSE RESOLUTION NO. 50</u> , by Representatives Charnley and Smythe: Requesting the Legislative Council to study whether a land owner should be required to wait a specified period of time before making reapplication for a variance.	1053	1053		
<u>HOUSE RESOLUTION NO. 51</u> , by Representatives Bledsoe and King: Requesting county auditors to establish permanent voter registration facilities at each high school.	1053	1054		
<u>HOUSE RESOLUTION NO. 52</u> , by Representatives Curtis and Backstrom: Directing the Legislative Council to study legislation relating to the professions of barbering, beauty culture and men's hairstyling.	1054	1054		
<u>HOUSE RESOLUTION NO. 53</u> , by Representatives Smythe and Hoggins: Requesting a study on the problem of professional negotiations including the question of substituting collective bargaining.	1054	1055		

HOUSE RESOLUTION NO. 54, by Representatives Smythe, Randall, Kuehnle, Thompson and Kopet: Requesting a study to determine the feasibility of instituting a program budgeting system for teacher education in the State of Washington.

1055 1056

HOUSE RESOLUTION NO. 55, by Representatives Benitz, Gladder and Richardson: Requesting a comprehensive study of the student newspapers published on the campuses of state higher institutions and high schools.

1071 1073 1072

HOUSE RESOLUTION NO. 56, by Representatives Lysen, Maxie, Charnley and Ceccarelli: Commending Seattle University and Father Louis Gaffney.

1056 1057

HOUSE RESOLUTION NO. 57, by Representatives Conner, Marzano, Savage, Adams, Jastad, Martinis, Gallagher, Luders, Knowles, Bauer, Bradley, Beck, Chatalas, Backstrom, McCormick, Randall, Rosellini and Wojahn: Directing the Legislative Council to make a study of the progress or lack of progress of the Department of Social and Health Services regarding state institutions.

1068 1070 1069

HOUSE RESOLUTION NO. 58, by Representatives Lysen, Maxie, Johnson, Chatalas, Perry, Kraabel and Grant: Directing the Legislative Council to study the benefits of establishing regional geopolitical areas within the state.

1057 1057

SUBJECT AND HISTORY OF HOUSE FLOOR RESOLUTIONS

1601

NUMBER, AUTHOR AND SUBJECT	Introduced	Adopted	Rejected	Other Action
<u>HOUSE RESOLUTION NO. 59</u> , by Representatives Conner and Savage: Congratulating the Women's Literary Club of Port Angeles on their 75th anniversary.	1057	1057		
<u>HOUSE RESOLUTION NO. 60</u> , by Representatives Conner and Chatalas: Requesting a study of the operation of the state data processing service center.	1057	1058		
<u>HOUSE RESOLUTION NO. 61</u> , by Representative Johnson: Requesting the Legislative Council to study the horse breeding and horse racing industry.	1058	1058		
<u>HOUSE RESOLUTION NO. 62</u> , by Representatives Cunningham, Zimmerman, Luders, Douthwaite and Thompson: Directing the Legislative Council to study the feasibility of a manufacturing tax on the refining of crude petroleum.	1058	1059		
<u>HOUSE RESOLUTION NO. 63</u> , by Representatives Hurley, Curtis, Lysen, Kuehnle and Hatfield: Requesting the Legislative Council to study the need of regulating state employees who engage in lobbying.	1059	1059		

<u>HOUSE RESOLUTION NO. 64</u> , by Representative Johnson: Requesting the Department of Highways to study the feasibility or improvement of a direct route from the Tri-Cities area to Pullman.	1059	1060
<u>HOUSE RESOLUTION NO. 65</u> , by Representatives Haussler, Pardini and Perry: Requesting the Legislative Council to study question of the existing Constitution and statute for port and public purposes as to adequacy.	1060	1060
<u>HOUSE RESOLUTION NO. 66</u> , by Representatives Hurley, Berentson and May: Requesting the Legislative Council to conduct a study of the need to revise the Executive Conflict of Interest Act.	1060	1060
<u>HOUSE RESOLUTION NO. 67</u> , by Representatives Zimmerman, Thompson, Shera and Bottiger: Requesting the Legislative Council to undertake a study on the interrelated problems of waste disposal, air pollution, and water pollution.	1060	1061
<u>HOUSE RESOLUTION NO. 68</u> , by Representatives Cunningham, Douthwaite, North, Costanti and Kirk: Requesting the Legislative Council to study Puget Sound pilotage.	1061	1061
<u>HOUSE RESOLUTION NO. 69</u> , by Representatives Hurley, Julin and Bottiger: Requesting the Legislative Council to continue its study of compensation for landowners for any reduction in the value of land attributable to the construction of a new highway.	1061	1062

SUBJECT AND HISTORY OF HOUSE FLOOR RESOLUTIONS

1606

NUMBER, AUTHOR AND SUBJECT	Introduced	Adopted	Rejected	Other Action
<u>HOUSE RESOLUTION NO. 70</u> , by Representatives Brown, Zimmerman, North and Charnley: Requesting the Legislative Council to study the feasibility of prohibiting the sale of beer, other malt beverage, or any nonalcoholic beverage in cans or glass containers which do not have a refund value.	1070	1071		
<u>HOUSE RESOLUTION NO. 71</u> , by Representatives Rabel, Kiskaddon, King and Charnley: Requesting the Joint Committee on Higher Education to study the criteria to be used for evaluation of teacher education programs.	1062	1063		
<u>HOUSE RESOLUTION NO. 72</u> , by Representatives Smythe and King: Requesting the Joint Committee on Education to survey the general education degree acceptability for admission.	1063	1064		
<u>HOUSE RESOLUTION NO. 73</u> , by Representatives Wojahn, McCormick, Johnson, Kirk, Maxie and North: Requesting the Legislative Council to study the need for statewide regulation of the continuous hours without break that male employees can be required to work.	1064	1064		

HOUSE RESOLUTION NO. 74, by Representatives Thompson, Kopet and Haussler: Requesting the Legislative Council to study the significance, extent, and desirability of continuation of county classification.

1064 1064

HOUSE RESOLUTION NO. 75, by Representatives Thompson, Kopet and Perry: Requesting the Legislative Budget Committee and Transportation Committee to study the potential for the use of gas taxes for recreation-related purposes on state lands.

1064 1065

HOUSE RESOLUTION NO. 76, by Representatives King and Rabel: Requesting the Joint Committee on Higher Education to study the systems of governance at institutions of higher education in Washington.

1065 1066

HOUSE RESOLUTION NO. 77, by Representatives Grant and Morrison: Requesting the Legislative Council to make a study of acceptable means of arbitrating disputes involving police and firefighters.

1066 1066

HOUSE RESOLUTION NO. 78, by Representatives Luders and Kopet: Requesting the Legislative Budget Committee to conduct a feasibility study requiring school buses to run on propane.

1073 1074

HOUSE RESOLUTION NO. 79, by Representatives Conner, Savage, Mentor and Wanamaker: Requests the Toll Bridge Authority, in conjunction with the Department of Highways and the Interim Transportation Committee, to study the question of setting more equitable tolls for persons using the Hood Canal Toll Bridge.

1122 1122

SUBJECT AND HISTORY OF HOUSE FLOOR RESOLUTIONS

16081

NUMBER, AUTHOR AND SUBJECT	Introduced	Adopted	Rejected	Other Action
<u>HOUSE RESOLUTION NO. 80</u> , by Representatives Lysen, Gilleland and Shinpoch: Requesting the Inter-Governmental Cooperation Committee to study the potential of Cable TV systems.	1122	1123		
<u>HOUSE RESOLUTION NO. 81</u> , by Representative McDermott: Directing the Legislative Council to review proposed legislation with respect to the proposed rate for the yield tax on timber and level of land values.	1123	1181		1123
<u>HOUSE RESOLUTION NO. 82</u> , by Representatives Bottiger, McDermott, Juelling, Wolf and Sawyer: Requesting the Legislative Council to study all deep-draft port sites available within the state.	1123	1124		
<u>HOUSE RESOLUTION NO. 83</u> , by Representatives Thompson and Flanagan: Requesting the Legislative Budget Committee to prepare a compilation of laws enacted since 1969 which in any way limit, denigrate, divert, or slow property tax revenues.	1124	1125		
<u>HOUSE RESOLUTION NO. 84</u> , by Representatives Randall and Haussler: Requesting the Legislative Council to study possible means of redressing the inequities associated with the present distribution of local sales tax revenues.	1125	1125		

HOUSE RESOLUTION NO. 85, by Representatives Wolf, North, Zimmerman, and Cunningham: Requesting the Legislative Council to study program of long term private leases of state lands used for outdoor recreational purposes.

1181 1182

HOUSE RESOLUTION NO. 86, by Committee on Rules and Administration: Appreciation to the members of the press, wire services, radio, and television stations.

1182 1183

HOUSE RESOLUTION NO. 87, by Representatives Bledsoe, Curtis and Charette: Commending various people who make it possible for the YMCA Youth Legislature to meet.

1183 1183

HOUSE RESOLUTION NO. 88, by Representatives Conway, Wolf, Zimmerman and Thompson: Requesting a study of the Deschutes River, Capital Lake and the adjacent bay waters.

1183 1184 -

HOUSE RESOLUTION NO. 89, by Representatives Gladder, Charnley and Kiskaddon: Requesting the Joint Committee on Higher Education in cooperation with the Council on Higher Education, to study the student exchange program.

1209 1210

HOUSE RESOLUTION NO. 90, by Representatives Anderson and May: Requesting the Legislative Council to study the possibility of tax incentives to encourage the construction of sewer facilities.

1210 1211

SUBJECT AND HISTORY OF HOUSE FLOOR RESOLUTIONS

NUMBER, AUTHOR AND SUBJECT	Introduced	Adopted	Rejected	Other Action
<u>HOUSE RESOLUTION NO. 91</u> , by Representatives Shera, Juelling, Smith and Chatalas: Requesting the Legislative Council to study the need for regulations of animal technicians.	1211	1211		
<u>HOUSE RESOLUTION NO. 92</u> , by Representatives Zimmerman, Thompson, Randall, Cunningham, North, Luders and Charnley: Requesting the Legislative Council to study site selections for marine research and teaching laboratories.	1211	1212		
<u>HOUSE RESOLUTION NO. 93</u> , by Representatives Kraabel, Cunningham and Luders: Requesting the Legislative Council to study the need for regulation of garbage and refuse collection agencies.	1212		1213	
<u>HOUSE RESOLUTION NO. 94</u> , by Representatives Kirk, Ross, Maxie, Lysen, North, Kraabel, Blair, Chatalas, Litchman and McDermott: Commending the agricultural workers for contributions to "Neighbors in Need."	1213	1214		
<u>HOUSE RESOLUTION NO. 95</u> , by Representatives North, Thompson and Zimmerman: Requesting the Legislative Council to study the best use of public land.	1214	1215		

<u>HOUSE RESOLUTION NO. 96</u> , by Representatives Mentor and Costanti: Commending state employees for assistance to the legislature.	1215	1215
<u>HOUSE RESOLUTION NO. 97</u> , by Representatives Grant, Morrison, Johnson, Newhouse and Bledsoe: Requesting a study by the Legislative Council of a uniform plumber's code.	1274	1274
<u>HOUSE RESOLUTION NO. 98</u> , by Representatives Bagnariol and Pardini: Requesting a study of wine prices by the Interim Committee on Banking, Insurance and Utility Regulation.	1347	1348
<u>HOUSE RESOLUTION NO. 99</u> , by Representatives Jones and Chatalas: Requesting a study by the Interim Committee on Banking, Insurance and Utility Regulation of out-of-state loans.	1361	1362
<u>HOUSE RESOLUTION NO. 100</u> , by Committee on Rules and Administration: Directing the House officials in their interim duties.	1381	1385
<u>HOUSE RESOLUTION NO. 101</u> , by Representative Morrison: Authorizing the Speaker to appoint one member from each political party as liaison members of the Legislative Transportation Committee.	1385	1385
<u>HOUSE RESOLUTION NO. 102</u> , by Representatives Goldsworthy and Newhouse: Requesting a study by the Subcommittee on Revenue and Regulatory Agencies of the Legislative Council on the funding of the Washington Future Capital Bonds program.	1362	1363

SUBJECT AND HISTORY OF HOUSE FLOOR RESOLUTIONS

1612

NUMBER, AUTHOR AND SUBJECT	Introduced	Adopted	Rejected	Other Action
<u>HOUSE RESOLUTION NO. 103</u> , by Representative Bledsoe: Directing the postponement of all bills in possession of the Chief Clerk.	1385	1385		
<u>HOUSE RESOLUTION NO. 104</u> , by Representative Bledsoe: Appointing a committee to notify the Senate that the House is about to adjourn <u>sine die</u> .	1385	1385		

SUBJECT AND HISTORY OF SENATE BILLS IN THE HOUSE

NUMBER, AUTHOR & SUBJECT	Rec'd. from Senate	1st R'd'g	Commit- tee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Pass.	Other Action in House	Signed by Pres. Senate	Signed by Speaker	Action by Gov.
3. Senator Wilson: Including Indian tribes within the definition of public body as term is used in marine recreation land act of 1964...	518	518	705	915	916		1015	1017	Ch. 56
4. Senators Guess, Cooney, Keefe, Day and Twigg: Reducing camper excise tax to one percent.....	518	518	828	916	917, 1130	1035, 1082, 1129	1207	1208	Ch. 144
6. Senator Gissberg: Permitting board of fire commissioners to include revenue from sources in addition to tax revenue in determining the limit of expenses that may be incurred.....	332	334	690	768	768		951	952	Ch. 16
7. Senator Peterson (Lowell): Prohibiting entrance fees to state parks.....	518	520	953						
13. Senators Henry and Huntley: Requiring the previous owners of a used car to inscribe the mileage reading on the certificate of ownership before sale.....	308	308	698		868- 870		1040	1041	Ch. 99

SUBJECT AND HISTORY OF SENATE BILLS IN THE HOUSE

1614

NUMBER, AUTHOR & SUBJECT	Rec'd. from Senate	1st R'd'g	Commit- tee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Pass.	Other Action in House	Signed by Pres. Senate	Signed by Speaker	Action by Gov.
15. Senators Andersen, Keefe, Gissberg, Sandison and Elicker: Providing free tuition at certain institutions of education for children of citizens determined to be prisoners of war or missing in action in Southeast Asia.....	308	309	376	743	744		800	800	Ch. 17
18. Senator Metcalf: Requiring federal legislators to disclose finan- cial interests.....	598	610							
23. Senators Walgren and Talley: Ex- tending certain harbor lines.....	598	610	745	917	917		1015	1017	Ch. 69
25. Senators Walgren, Andersen and Odegard: Requiring notice to local law enforcement agencies when prisoners are furloughed.....	332	334	690	701		701			
27. Senators Gissberg and Andersen: Providing for changes in judges' salaries.....	675	675	723	859- 861	861, 1128	1043, 1080, 1127	1207	1208	Ch. 100

28. Senators Foley, Atwood and Mardesich (by Legislative Budget Committee request): Creating a state treasurer's advisory committee.....	464	464	724	918	918	1040	1041	Ch. 145
29. (Substitute) Committee on Medicine, Dentistry and Health Care, Air and Water Pollution: Enacting the uniform alcoholism and intoxication treatment act.....	675	676	773	914	915	1040	1041	Ch. 122
32. Senators Walgren and Twigg (by Municipal Committee request): Removing the expiration date of the local sales tax.....	950	873	1082	1083, 1327	1327	1329	1335	Ch. 121
34. Senators Durkan, Woodall, Knoblauch and Peterson (Ted): Providing veterans with certain public employment preferences.....	353	353						
38. Senators Atwood and Foley: Increasing court reporter's salaries.....	598	611	706	826	826	951	952	Ch. 18
42. Senators Washington, Knoblauch and Huntley (by Superintendent of Public Instruction, Insurance Commissioner and Fire Marshal request): Providing for fire prevention and safety code for common school buildings.....	332	334	706	878	879	1040	1041	Ch. 70

SUBJECT AND HISTORY OF SENATE BILLS IN THE HOUSE

1616

NUMBER, AUTHOR & SUBJECT	Rec'd. from Senate	1st R'd'g	Commit-tee Report	2nd R'd'g Amend-ments	3rd R'd'g Final Pass.	Other Action in House	Signed by Pres. Senate	Signed by Speaker	Action by Gov.
45. Senators Ridder, Peterson (Ted), and Odegaard (by Joint Committee on Education request): Corrects law relating to apportionment of state funds to school districts....	332	334-335		385	1121	719, 997, 1119-1121	1207	1208	Ch. 146
47. Senators Francis, Metcalf and Ridder (by Joint Committee on Education request): Striking obsolete sections relating to special levy study commission from code.....	308	309-310	310	315	315		353	354	Ch. 2
49. Senators Ridder, Peterson (Ted) and Odegaard (by Joint Committee on Education request): Providing for the distribution of funds for educational opportunities of secondary school pupils residing in nonhigh school districts.....	422	422	706	919		919			
50. Senators Donohue and Huntley: Correcting the savings clause in the embalming examination statute..	332	335	691, 720	866	867	693	1040	1041	Ch. 120

53. Senator Holman (by Judicial Council request): Allowing a court order for payment of attorneys' fees in domestic relations cases...	332	335							
54. Senators Holman and Dore (by Judicial Council request): Extending state authority over inferior courts to all counties.....	464	465							
56. Senators Holman and Dore (by Judicial Council request): Permitting six member juries.....	422	423	724	919	919	1015	1017	Ch. 57	
61. Senators Talley, Lewis and Odegaard: Providing penalties for theft of dogs and cats.....	518	520							
62. Senators Mardesich, Walgren and Lewis: Providing for pension plans and tax deferred annuities for qualified public employees.....	353	354	759	891	891	953	1041	Ch. 19	
63. Senators Henry, Guess, Walgren, Peterson (Lowell), Talley, Huntley, Donohue, Matson and Bailey: Providing for minors, unable to take a driver education course, to get a driver's license.....	308	309	698	920	920	1040	1041	Ch. 71	

SUBJECT AND HISTORY OF SENATE BILLS IN THE HOUSE

1618

NUMBER, AUTHOR & SUBJECT	Rec'd. from Senate	1st R'd'g	Comit- tee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Pass.	Other Action in House	Signed by Pres. Senate	Signed by Speaker	Action by Gov.
65. Senators Francis, Ridder, Holman, Fleming, Metcalf, Gardner and Dore (by Joint Committee on Education request): Providing financial aid to certain students attending elementary and secondary schools within the state.....	598	611	707	880		707- 708			
66. Senators Day, Holman, Francis, Metcalf, Gardner and Dore (by Joint Committee on Education request): Providing that financial aid for part time students shall include receiving ancillary services.....	598	611							
68. Senators Holman, Gardner and Francis (by Department of Social and Health Services request): Permitting correctional institutions officers to take acknowledgments and oaths.....	332	335	795	923	924		1040	1041	Ch. 58
71. Senators Gissberg, Woodall, and Cooney (by Legislative Council request): Making the state liable for acts of a prisoner on furlough.	353	354	724	906- 910	910		1040	1041	Ch. 72

72. Senators Henry and Peterson (Lowell): Setting a time limit within which a local government must either accept or reject an application for a shorelines project.....	598	611	773					
74. Senators Gissberg, Atwood, Dore and Holman: Allowing for certain deductions from gross value of an estate in determining the amount of inheritance taxes due when there is no probate.....	518	520	708	924	925	1040	1041	Ch. 73
76. Senators Greive, Woodall and Francis (by Legislative Council request): Requiring that a party to a civil action be furnished with a copy of any statement made by him.....	308	309						
79. Senators Francis and Atwood: Providing that irreconcilable differences between spouses without regard to fault consti- tute grounds for divorce.....	464	465	796	900	900			
80. Senators Francis, Foley and Holman: Providing court appointed interpreters to aid persons unable to readily understand the English language.....	675	676						

## SUBJECT AND HISTORY OF SENATE BILLS IN THE HOUSE

1620

NUMBER, AUTHOR & SUBJECT	Rec'd. from Senate	1st R'd'g	Comit- tee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Pass.	Other Action in House	Signed by Pres. Senate	Signed by Speaker	Action by Gov.
82. Senators Gissberg, Clarke and Talley (by Department of Social and Health Services request): Amending regulations governing transfer of inmates from correctional to mental institutions.....	598	611	773	925	925		1015	1017	Ch. 59
83. Senators Peterson (Ted), Holman and Knoblauch (by Department of Social and Health Services request): Authorizing the department of social and health services to administer veterans' estates.....	464	465	691	701	702		747	747	Ch. 4
84. Senators Peterson (Ted), Knoblauch and Francis (by Department of Social and Health Services request): Giving totally blind disabled veterans free motor vehicle licenses.....	464	465	725	926	926		1015	1017	Ch. 60
88. Senators Huntley, Henry and Washington: Providing that spray rigs are included within the definition of "special mobile equipment" for registration, licensing and operational purposes.....	308	310	691	702	703		721	721	Ch. 5

89. Senators Stortini, Washington and Fleming: Establishing procedure for lost unemployment checks.....	598	612	725	927	927		1040	1041	Ch. 74
90. Senators Andersen, Day and Sandison: Increasing certain filing fees charged by the clerks of the superior courts and allocating increase to payment of judicial salaries.....	675	677	726	861	862		953	1388	Ch. 20
91. Senators Holman, Elicker and Francis: Permitting minors to obtain contraceptive devices under certain conditions.....	464	465							
92. Senators Greive, Gardner, Cooney, Keefe, Peterson (Ted), Elicker, Holman, Murray, Washington and Fleming (by Legislative Council and Executive request): Providing for a regional economic development authority.....	675	677	726	846-856, 872, 876,	856, 1044, 1131-1142	1141	1207	1208	Ch. 117
96. (Substitute) Committee on Medicine, Dentistry and Health Care, Air and Water Pollution): Creating a board of trustees for the state school for the deaf.....	422	423	737	863	863		953	1388	Ch. 96 P.V.
97. Senators Atwood, Donohue and Fleming: Changing the name of the department of civil defense to the department of emergency services...	599	612	692	703	703		721	721	Ch. 6

SUBJECT AND HISTORY OF SENATE BILLS IN THE HOUSE

1622

NUMBER, AUTHOR & SUBJECT	Rec'd. from Senate	1st R'd'g	Comit- tee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Pass.	Other Action in House	Signed by Pres. Senate	Signed by Speaker	Action by Gov.
98. Senators Scott and Wilson (by Secretary of State request): Providing procedures in cases of candidacy voids.....	675	677	744	928	928		1015	1017	Ch. 61
99. Senators Odegaard, Twigg and Day: Exempting mobile homes and campers from use tax.....	761	762							
100. (Substitute) Committee on Judiciary: Redefining fraud in obtaining telephone service.....	464	466	737	865	865		1040	1041	Ch. 75
102. Senators Jolly, Washington and Huntley: Allowing mosquito control districts to give notice of hearings under assessment rolls by publication only.....	308	310	692	928	929		1015	1017	Ch. 62
104. Senator Peterson (Lowell): Providing for salary increases of county officials.....	599	612	692	716	717		793	793	Ch. 97 P.V.

109.	Senators Holman and Atwood: Altering the duty of a prosecutor in a default or noncontested divorce proceeding.....	422	423	708	766	767	951	952	Ch. 21
111.	Senators Clarke, Mardesich and Holman: Providing for special commercial zones in which motor freight carriers can operate at prescribed rates.....	518	520	738	866	866	953	1388	Ch. 22
112.	Senators Newschwander, Knoblauch and Day: Providing that a householder may burn leaves and trash without obtaining a pollution permit.....	599	612						
114.	Senators Stender, Keefe and Ridder: Providing for arbitration if public employers and uniformed personnel cannot reach an agreement by collective bargaining.....	599	612	770	886- 890				
124.	Senators Holman and Metcalf (by Secretary of State request): Changing the definition of "service voter" to include persons absent from the state and allowing absentee balloting in municipal elections as well as in others.	599	612	745					

SUBJECT AND HISTORY OF SENATE BILLS IN THE HOUSE

1624

NUMBER, AUTHOR & SUBJECT	Rec'd. from Senate	1st R'd'g	Commit- tee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Pass.	Other Action in House	Signed by Pres. Senate	Signed by Speaker	Action by Gov.
128. (Substitute) Committee on Higher Education & Libraries: Protecting certain officials, employees or agents of institutions of higher education from actions arising out of their failure to perform or performance of their duties.....	518	520	709	827	827		951	952	Ch. 23
131. Senators Whetzel, Andersen and Murray: Defining powers of a limited partnership in such a partnership.....	599			613					
133. Senators Fleming, Gissberg and Mardesich: Pertaining to unfair practices of discrimination in insurance transactions.....	599			613					
146. Senators Walgren, Twigg and Andersen (by Executive and Municipal Committee request): Creating a section of criminal identification within the Washington state patrol.....	950	974	1083	1084, 1087-	1096	1097	989 1207	1208	Ch. 152 P.V.

149.	Senators Washington, Atwood and Knoblauch (by Washington State Historical Society request): Creating a commission to commemorate the U. S. bicentennial.....	422	424	738	929	929	1015	1017	Ch. 76
151.	(Substitute) Committee on State Government: Imposing additional requirements on outdoor music festivals.....	675	677						
152.	Senators Walgren, Elicker, Peterson (Lowell) and Stender (by Legislative Transportation Committee request): Providing financial support for the Puget Sound ferry system.....	422	424	699	768	769	951	952	Ch.24
161.	Senators Andersen, Newschwander and Henry: Providing for the recovery of stolen property from a pawnbroker.....	599	613						
163.	Senators Metcalf, Ridder and Huntley: Providing for single school district to serve entire area of certain United States military reservations.....	399	399	709	857	858	1098	1098	Ch.63
169.	Senators Lewis, Talley, Foley, Stender, Stortini, and Elicker (by Department of Labor and Industries request): Creating an industrial health and safety act providing for better working conditions in all working places.....	599	613	770	910	911			

## SUBJECT AND HISTORY OF SENATE BILLS IN THE HOUSE

1626

NUMBER, AUTHOR & SUBJECT	Rec'd. from Senate	1st R'd'g	Commit- tee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Pass.	Other Action in House	Signed by Pres. Senate	Signed by Speaker	Action by Gov.
173. Senators Talley, Huntley and Day: Conforming fire commission filing dates to general law and prescribing fire district bids limits.....	464	466	692	750	751	1044, 1126	958, 1207	1208	Ch. 101
175. Senators Lewis, Atwood and Talley: Providing tax exemption for unprocessed timber held in storage area.....	518	520	803	900, 915, 921, 923	1126	900, 900, 915, 923			
177. Senators Washington and Huntley: Implementing law relating to joint school districts.....	464	466	746	901- 906					
181. Senators Foley, Atwood and Sandison: Authorizing the governor with the concurrence of the build- ing authority to transfer funds between particular capital building projects except as between insti- tutions of higher education.....	599	615	765	930	930		1015	1017	Ch. 64
184. Senators Lewis, Washington and Foley: Authorizing certain pay- roll deductions for certificated employees of school districts.....	675	677	710						

185. Senators Greive, Stender, Fleming, Ridder, Herr, Cooney and Rasmussen: Setting up a state labor relations act for certain employees.....	675	678							
189. Senators Foley, Atwood and Sandison: Providing that treasurer at certain institutions of education can attest to revenue bonds issued.....	422	424	711	767	767		951	952	Ch. 25
200. (Substitute) Committee on Natural Resources, Fisheries and Game: Relating to food fish and shellfish..	675	678	746			931, 938- 942	942	931, 944	
203. (Substitute) Committee on Education: Relating to education.....	599	615	711			748- 749	750, 764	750, 762-763	
206. (2nd Substitute) Committee on Ways and Means: Relating to the Washington state teachers' retirement system.....	950	873	1084, 1159	1159	1161		1207	1208	Ch. 147
207. Senator Lewis: Pertaining to taxation of timber and forest lands..	1165	1165	1169			1169, 1201- 1203	1204	1221	1221 Ch. 148
221. (Substitute) Committee on Natural Resources, Fisheries and Game: Providing for a research study of Discovery Bay by the University of Washington.....	599	615	746						

## SUBJECT AND HISTORY OF SENATE BILLS IN THE HOUSE

16281

NUMBER, AUTHOR & SUBJECT	Rec'd. from Senate	1st R'd'g	Commit- tee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Pass.	Other Action in House	Signed by Pres. Senate	Signed by Speaker	Action by Gov.
230. Senators Durkan and Woodall: Prohibiting employers from hiring aliens not entitled to residence in the United States if such employment would have an adverse effect on lawful resident workers.	675	678							
232. Senators Durkan and Stender: Providing for collective bargaining and labor dispute settlement in health care activities.....	599	615	772	892- 896	896		1098	1098	Ch. 156
240. Senators Atwood, Huntley, Holman, Sandison, Stortini and Wilson (by Joint Committee on Higher Education request): Implementing law relating to definitions of resident and nonresident students in institutions of higher education.....	518	521	711	867, 871	872	868	1040	1041	Ch. 149
246. Senator Durkan: Expanding the definition of "child" in regard to industrial insurance.....	599	615	772	931	931		1015	1017	Ch. 65

248.	Senators Walgren and Twigg (by Municipal Committee request): Pro- viding for procedures for handling the forfeiture of a conveyance for violation of the controlled sub- stances act and making other changes.....	599	615							
253.	Senator Gissberg: Pertaining to board of governors of the state bar association.....	675	678	712	931	932		1015	1017	Ch. 66
260.	Senators Holman, Gardner and Gissberg: Providing a summary procedure for dealing with the estates of persons missing in action and prisoners of war.....	464	466							
261.	(Substitute) Committee on Ways and Means: Licensing journeymen and plumbers.....	950	874	1085	1085, 1162		1161			
263.	Senator Gissberg: Authorizing the issuance of revenue bonds by park and recreation districts for recreational facilities.....	518	521	747	932	932		1015	1017	Ch. 94
270.	(Substitute) Committee on Transportation: Providing that snowmobiles shall be registered for two years, removing the fuel tax exemption, and giving county commissioners greater flexibility in administration.....	675	678							

SUBJECT AND HISTORY OF SENATE BILLS IN THE HOUSE

1630

NUMBER, AUTHOR & SUBJECT	Rec'd. from Senate	1st R'd'g	Commit- tee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Pass.	Other Action in House	Signed by Pres. Senate	Signed by Speaker	Action by Gov.
272. (Substitute) Committee on State Government: Regulating the inter-governmental disposition of property.....	675	679	739	933	933		1015	1017	Ch. 95
276. Senators Walgren and Andersen (by Board of Prison Terms and Paroles request): Providing for review of convicted inmates' period of confinement.....	518	521	774	934	934		1015	1017	Ch. 67
287. Senators Holman and Clarke: Allow- ing school districts to qualify as an exemption to garbage lic- ensing chapter.....	599	616	699						
293. Senators Ridder and Stortini: Providing for cost-sharing of property assessment costs and creating an assessor's budget board.....	1171	1180	1277	1277, 1303- 1308	1309		1325	1326	Ch. 102
296. Senators Odegaard, Clarke and Talley (by Department of Social and Health Services request): Encouraging vocational rehab- ilitation programs in correctional institutions.....	422	424	693	717	718		747	747	Ch. 7

298. Senators Ridder, Keefe and Peterson (Ted) (by Department of Social and Health Services request): Conditioning state financial assistance to local alcoholism facilities upon specified minimum local financial support.....	599	616	774	934	935	1015	1017	Ch. 77	
312. Senators Walgren, Andersen and Odegaard (by Board of Prison Terms and Paroles request): Altering requirements needed to change a convicted inmate's minimum sentence.	518	521	774	935	936	1015	1017	Ch. 68	
350. Senator Huntley: Relating to budgets of school districts.....	675	679	712	752	752	951	952	Ch. 26	
355. (Substitute) Committee on Transportation: Relating to distribution of motor vehicle fuel taxes.....	675	679	739	936, 942-944	936, 948, 1098,	936, 1087, 1155	1207	1208	Ch. 103
374. (Substitute) Committee on Education: Implementing law respecting state plan for vocational education.	675	679							
386. (Substitute) Committee on Judiciary: Relating to defrauding an innkeeper.....	599	616	796	936					
393. Senator Fleming: Relating to industrial insurance.....	675	679	772	897- 899	899	1015	1017	Ch. 78	

SUBJECT AND HISTORY OF SENATE BILLS IN THE HOUSE

1532

NUMBER, AUTHOR & SUBJECT	Rec'd. from Senate	1st R'd'g	Commit- tee Report	2nd R'd'g Amend- ments	3rd R'd'g Final Pass.	Other Action in House	Signed by Pres. Senate	Signed by Speaker	Action by Gov.
397. (Substitute) Committee on Ways  and Means: Relating to open space lands.....	950	874	1086	1086, 1188- 1191, 1328, 1335, 1344	1349	1350			
403. (Substitute) Committee on Judi- ciary: Excluding patronage divi- dends from the definition of security sales.....	675	679	796	913	914		1040	1041	Ch. 79
412. (Substitute) Committee on Natural Resources, Fisheries and Game: Providing for the disposition of state lands.....	599	616	739	856	857		1040	1041	Ch. 150
414. Senator Francis: Permitting school districts to provide employees with certain pension or annuity benefits.....	675	680	760	890	890		953	1388	Ch. 27

417.	Senator Gissberg: Providing for awards in lieu of homestead to a value as of the time of granting the award.....	308	310	799	937	937	1015	1017	Ch. 80	
423.	Senator Metcalf: Authorizing non-profit corporations and joint operating funds under interlocal cooperation act.....	518	521	693	864	864	1040	1041	Ch. 81	
427.	Senators Peterson (Lowell) and Lewis: Authorizing the state of Washington to economically develop state owned and managed lands.....	1101	1122							
432.	Senators Durkan, Connor, Peterson (Ted) and Donohue: Providing for a notice of exemptions.....	1171	1181							
438.	(Substitute) Committee on State Government: Relating to public employment.....	675	680	760	832- 842	842	681	1098	1098	Ch. 151 P.V.

SUBJECT AND HISTORY OF SENATE JOINT MEMORIALS IN THE HOUSE

1634

NUMBER, AUTHOR AND SUBJECT	Rec'd. from Senate	1st Read- ing	Committee Report	2nd Read- ing	3rd Read- ing	Other Action	Signed by Pres of Senate	Signed by Speaker of House
2. Senators Lewis, Mardesich, Guess, Sellar, Metcalf, Newschwander, Gissberg, Rasmussen, Canfield and Jolly: Requesting Federal Environ- mental Protection Agency to en- courage its cooperation with the Department of Ecology and other state agencies.....	136	166	314	718	718		747	747

SENATE JOINT RESOLUTIONS

109. Senators Greive, Gardner, Flicker, Keefe, Peterson (Ted), Murray, Cooney, Talley and Washington (by Legislative Council request): Amending the Constitution to allow the state to lend its credit to encourage industrial expansion.....	599	616	740	856, 877	1036- 1038, 1185- 1187	856, 1045		
112. Senators Lewis, Bailey, Gissberg, Wilson and Odegaard (by Legislative Council request): Amending the Constitution to limit the gover- nor's veto power.....	422	425	713	825		425, 1348- 1349, 1375		

SUBJECT AND HISTORY OF SENATE CONCURRENT RESOLUTIONS IN THE HOUSE

NUMBER, AUTHOR AND SUBJECT	Rec'd. from Senate	1st Read- ing	Committee Report	2nd Read- ing	3rd Read- ing	Other Action	Signed by Pres of Senate	Signed by Speaker of House
2. Senators Bailey, Greive, Andersen, Atwood, Lewis and Sandison: Limiting the session and providing cut-off dates.....	33	33		33	34		89	89
6. Senator Wilson: Requesting study by the legislative council of the feasibility of bringing certain high school teachers to Olympia.....	500	500	713					
9. Senators Wilson, Greive and Andersen: Directing the development of printing style for free conference reports.....	332	335		719	719		747	747
10. Senators Bailey, Greive and Atwood: Extending limitations of Senate Concurrent Resolution No.2...	954	954		954- 958	990		1040	1041
11. Senators Wilson, Ridder and Murray: Suspending certain provisions of Joint Rule No. 9 regarding Substitute House Bil No. 29.....	1116	1116		1116	1117		1164	1171

SUBJECT AND HISTORY OF SENATE CONCURRENT RESOLUTIONS IN THE HOUSE

1636

NUMBER, AUTHOR AND SUBJECT	Rec'd. from Senate	1st Read- ing	Committee Report	2nd Read- ing	3rd Read- ing	Other Action	Signed by Pres of Senate	Signed by Speaker of House
12. Senators Gissberg, Twigg and Rasmussen: Suspending certain provisions of Joint Rule No. 9 regarding House Bill No. 143.....	1172	1172			1173		1207	1208
13. Senators Washington, Huntley and Henry: Suspending certain provisions of Joint Rule No. 9 regarding House Bill No. 221.....	1168	1168			1168		1207	1208
14. Senator Stortini: Suspending certain provisions of Joint Rule No. 9 regarding Sub. House Bill No. 411.....	1174	1174			1175		1207	1208
15. Senators Talley, Andersen and Foley: Suspending certain provisions of Joint Rule No. 9 regarding House Bill No. 289.....	1176	1176			1176		1208	1208
16. Senator Francis: Suspending certain provisions of Joint Rule No. 9 regarding Sub. House Bill No. 413.....	1179	1179			1179		1208	1208

17. Senators Knoblauch, Francis and Woodall: Suspending certain provisions of Joint Rule No. 9 regarding House Bill No. 177.....	1195	1195	1195	1208	1208
18. Senators Greive, Bailey and Durkan: Relates to appointment of committee to notify the Governor of the legislature's adjournment....	1379	1379	1380	1386	1386

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 GENERAL INDEX  
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## ACCIDENTS:

Motor vehicle, citations, probable grounds, HB 238.  
 Motor vehicle, violations, record abstract, HB 75.  
 Victims, emergency aid, civil liability limitation,  
 HB 3.

## ACCOUNTANTS AND AUDITORS:

Auditor-clerk, combined office, 8th class counties,  
 salary increased, \*SB 104, Ch. 97 PV.

## ACKNOWLEDGEMENTS:

Correctional officers, oaths, administration,  
 \*SB 68, Ch. 58.

## ACTS:

Alcoholism, intoxication treatment, \*Sub SB 29, Ch. 122.  
 Automotive repair responsibility act, HB 162.  
 Campaign expenditures act, HB 267.  
 Campaign reporting act, HB 269, HB 431, \*HB 248, Ch. 98.  
 Crime victims compensation act, HB 425.  
 Economic assistance, \*SB 92, Ch. 117.  
 Executive conflict of interest, study, \*HFR 66.  
 Freedom of information act, HB 534, HB 580.  
 Geothermal resources act, HB 235.  
 Industrial health and safety act, SB 169.  
 Investment protection, franchises, general revisions,  
 \*Sub HB 417, Ch. 116.  
 Labor relations, state, enacted, HB 170, SB 185.  
 Land settlement, act repealed, \*HB 35, Ch. 52.  
 Net income, HB 6.  
 Noise control, environmental, act, HB 546.  
 Public records and information act, HB 69.  
 Reciprocal enforcement, uniform act, \*HB 93, Ch. 31.  
 Recreation land development act, HB 296, Sub HB 296.  
 Regional economic development, HB 183, Sub HB 183.  
 Residential landlord-tenant act, Sub HB 217, HB 553.  
 Shoreline management, eminent domain provision removed,  
 \*HB 244, Ch. 53.  
 Tax reform, HB 31.

## AERONAUTICS COMMISSION:

Title only, HB 464.

## AFFIDAVITS:

Election candidates, endorsements, filing required,  
 HB 21.

## AGED PERSONS (See SENIOR CITIZENS):

## AGENCIES:

Higher education assistance, created, duties, HB 412.

## AGRICULTURE AND LIVESTOCK:

Agricultural commission, \*Sub HB 196, Ch. 112.

\* Indicates bill passed by both the House and Senate.

\*HFR Indicates resolution passed by House.

Agricultural workers, unemployment compensation, HB 316.  
Farm land, valuation, tax purposes, HB 422.  
Food banks, contributions commended, \*HFR 94.  
Land, farm, timber, valuation, Sub SB 397, Sub HB 354.  
Livestock, trespass, penalties, HB 32.  
Spray rigs, special mobile equipment, classification,  
\*SB 88, Ch. 5.  
Sugar beets, in transit, tax exempt, \*HB 45, Ch.30.

## AIR:

Pollution, burning permits not required, SB 112.  
Transportation, short-haul, western regional compact,  
\*HJM 2, \*HB 164, Ch. 36.

## ALBRECHT, RICHARD:

Higher education council, member, GA 7.

## ALCOHOL AND ALCOHOLISM:

Age provisions, beverage control act, HB 169.  
Alcoholism treatment facilities, \*Sub SB 29, Ch. 122.  
Programs, facilities, minimum financial support,  
\*SB 298, Ch. 77.  
Wine quality act, title only, HB 557.

## ALCOHOLIC BEVERAGES (See also LIQUOR CONTROL BOARD):

Ballrooms, liquor service, license provision, HB 206.  
Beer, kegs, casks, possession, penalty, Sub HB 454.  
Clubs, exclusionary, class H license, prohibited, HB  
284, HB 290.  
Licenses, classifications, fees, changes, HB 207.  
Sale, private industry, provisions, HB 222.  
Title only, HB 579.  
University of Washington, campus sales, HB 461.

## ALL-TERRAIN VEHICLES:

Act, administration, outdoor recreation committee,  
transferred, \*Sub HB 29, Ch. 153.  
Motor vehicles, highway use licensed, ATV registration  
exempt, HB 51.  
Pistols, loaded, carrying authorized, HB 198.  
Registration fees, 1971 credit toward 1972, HB 402.  
Title only, HB 520.  
Trails, areas, use permits, provisions, \*Sub HB 29,  
Ch. 153.

## AMBULANCES:

County system, establishment authorized, \*HB 210, Ch. 89.  
Licensing, regulation, HB 298.

## ANIMALS:

Dogs, cats, theft, crime, SB 61.  
Dogs, control zones, establishment, HB 218.  
Dogs, theft, crime penalties, \*HB 289, Ch. 114.  
Game, birds, uncontrolled dogs, study, \*HFR 21.  
Identification study, livestock, \*HFR 7.  
Livestock, trespass, state lands, penalties, HB 32.  
Technicians, practice, provisions, HB 212, \*HFR 91.

\* Indicates bill passed by both the House and Senate.

\*HFR Indicates resolution passed by House.

**ANNUAL SESSIONS:**

Legislature, 90/60 days, HJR 65.

**ANNUITIES:**

School districts, pensions, provision authorized, HB 89.  
School districts, pensions, private, participation provisions, \*SB 414, Ch. 27.

**APPEALS:**

Indigents, constitutionally guaranteed, court costs, state payment provision, \*HB 177, Ch. 111.  
Industrial insurance, decisions, local county court, attorney fees, provisions, \*HB 20, Ch. 50.  
Judges, salaries increased, \*SB 27, Ch. 100.  
Motor vehicle operators, license denials, \*HB 38, Ch. 29.  
Salaries, annual adjustments, HB 71, \*SB 27, Ch. 100.

**APPEALS COURT:**

Judges, salaries, superior court filing fees increases, allocation provisions, HB 122, \*SB 90, Ch. 20.

**APPROPRIATIONS:**

Aeronautics commission, air transportation compact duties, \*HB 164, Ch. 36.  
American revolution bicentennial commission, \*SB 149, Ch. 76.  
Budget, supplemental, \*Sub HB 112, Ch. 155 PV.  
Higher courts, judges' salary increases, \*SB 27, Ch. 100.  
Highways department, public transportation systems, matching funds, \*Sub HB 324, Ch. 132.  
Legislature, clerical help, interim periods, HB 370.  
Natural resources department, state lands, economic development, programs, SB 427.  
No-fault insurance, state operated, motor vehicles department, administration, HB 506.  
Social and health services department, disadvantaged education programs, HB 60.  
Social and health services department, assistance program, HB 389, HB 563.  
State, local government, title only, HB 313, HB 314, HB 315, HB 317.  
State patrol, criminal identification section, \*SB 146, Ch. 152 PV.  
State treasurer, investment reserve account, \*SB 28, Ch. 145.  
Supplemental, state and local improvements revolving account funds, HB 185.  
Teachers' retirement system, \*2nd Sub SB 206, Ch. 147.

**ASSESSMENTS:**

County assessors, local government cost sharing, provisions, HB 224, \*SB 293, Ch. 102.  
LID, property tax, owner notification requirement, \*HB 130, Ch. 137 PV.  
Litter, manufacturers, retailers, interim accrual provision, \*Sub HB 426, Ch. 55.

\* Indicates bill passed by both the House and Senate.

\*HFR Indicates resolution passed by House.

Mosquito control districts, hearing notice, publication only required, Sub HB 111, \*SB 102, Ch. 62.  
Property tax, valuation appraisals, notice requirement, \*HB 139, Ch. 125.

**ASSOCIATIONS:**

Bar, board of governors, membership, \*SB 253, Ch. 66.  
Nonprofit, annual reports, filing procedure, HB 76.  
Nonprofit, government owned facilities, HB 129.

**ATTORNEY GENERAL:**

Public administration, office, probate duties, HB 444.

**ATTORNEYS:**

Bar association, board of governors, \*SB 253, Ch. 66.  
Court counsel, indigent juveniles, provisions, HB 40.  
Fees, divorce case preparation, expenses, SB 53.  
Fees, industrial insurance decisions, \*HB 20, Ch. 50.  
Indigents, rights, state payment provisions, \*HB 177, Ch. 111.  
Legal services, title only, HB 449.  
Pawnbrokers, stolen goods, provisions, SB 161, \*HB 289, Ch. 114.  
Prosecuting, 4th class counties, \*SB 104, Ch. 97 PV.

**AUTHORITIES:**

Bumpers, safety, installation requirements, HB 161.  
Economic assistance authority, created, \*SB 92, Ch. 117.  
Fuel, sales, use tax, imposed, HB 184.  
Highways, limited access, use regulation, HB 156.  
Power, public, employees, unemployment compensation coverage, excluded, HB 24.  
Regional economic development, created, Sub HB 183.

**AUTOMOBILES (See also MOTOR VEHICLES):**

Odometers, sales requirements, HB 250, \*SB 13, Ch. 99.  
Repair responsibility act, HB 162.

**AUTOPSIES:**

Consent, order of priority, provisions, HB 438.

**BAIL:**

Bonds, title only, HB 437.

**BALLROOMS:**

License, liquor service, provision, HB 206.

**BANKS AND BANKING:**

Alien, agency operations authorized, HB 211.  
B & O tax, interests outside state excluded, HB 43.  
Community development projects, title only, HB 409.  
Interim committee study, cable TV, \*HFR 80.  
Interim committee study, loans, out of state, \*HFR 99.  
Liquidators, federal deposit insurance, HB 153.  
Mutual savings, certain demand deposits, HB 264.  
Mutual savings, public trust moneys, qualified public depositories, provisions, HB 303.

\* Indicates bill passed by both the House and Senate.

\*HFR Indicates resolution passed by House.

Savings and loan associations, public depositories,  
HB 304.  
State treasurer, deposit procedures, allocations,\*SB 28,  
Ch. 145.  
Students, educational loans, investment permitted,  
HB 268.  
Students, vocational education loans, investment  
permitted, \*Sub HB 272, Ch. 92.  
Tax, business, municipal, impositon authorized, HB 343,  
\*Sub HB 414, Ch. 134.

**BARBERS:**

Barber schools, need determination, HB 332.  
Hairdressers, men's hairstylists, barber license exam,  
application, regulation, provisions, HB 332.

**BEACHES:**

Vehicular traffic, certain beaches, shores, HB 283.

**BEAUTY CULTURE:**

Beauticians, barber license exam, application, HB 332.  
Statutory reform, study, \*HFR 52.  
Title only bill, HB 453.

**BEER:**

Containers, refund requirement, study, \*HFR 70.  
Kegs, casks, possession, penalty, Sub HB 454.

**BICYCLES:**

Paths and walkways, need study, \*HFR 27.  
Trails, paths, highway funds use provisions, HB 125,  
\*Sub SB 355, Ch. 103.

**BIDS:**

Fire protection districts, purchases without bids, \*SB  
173, Ch. 101.  
Public utility districts, construction, bids, awards,  
invitations, procedures, \*HB 254, Ch. 41.  
Streets, construction, 1st class cities, under \$25,000  
labor cost, contract not required, HB 178.

**BILLBOARDS:**

Highway, specific information panels, HB 397.

**BINGO:**

Agricultural fairs, nonmanagement operation, \*Sub HB  
411, Ch. 141 PV.

**BLIND:**

Fishing licenses, free, HB 220.  
Motor vehicle licenses, free, \*SB 84, Ch. 60.

**BLOOD:**

Sample withdrawals, motor vehicle implied consent  
purposes, liability exempt, HB 149.

**BOARDS:**

\* Indicates bill passed by both the House and Senate.  
\*HFR Indicates resolution passed by House.

Agricultural commodity, HB 196, \*Sub HB 196, Ch. 112.  
Assessor's budget board, created, HB 224, \*SB 293,  
Ch. 102.  
Boundary, review, counties, authority, HB 245.  
Environmental quality, ecology department, HB 478.  
Equalization, county, operations provisions, HB 138.  
Firemen's pension, municipal, mayor's duties, HB 519.  
Fire protection districts, \*SB 6, Ch. 16.  
Industrial insurance appeals, provisions, \*HB 20,  
Ch. 50.  
Investments, state, title only, HB 517.  
Mining, state, abolished, HB 157.  
Per diem, uniform allowance, provisions, HB 62.  
Pharmacy, reconstituted, membership increased, HB 500.  
Tax appeals, hearing examiners, appointments, HB 535.  
Tax appeals, public officials, hearings, HB 334.

**BOATS AND SHIPS:**

Marine recreation, land act, HB 23, \*SB 3, Ch. 56.  
Personal property, tax exempt, HB 278, HB 485.

**BOILERS AND PRESSURE VESSELS:**

Hot water heaters, exempt, \*HB 79, Ch. 86.

**BONDS:**

Bail, title only, HB 437.  
Colleges, universities, revenue, \*SB 189, Ch. 25.  
Community colleges, construction projects, \*Sub HB 381,  
Ch. 133.  
Contractors, provisions, revisions, \*HB 194, Ch. 118.  
Fire protection districts, expense limit, \*SB 6, Ch. 16.  
General obligation, issuance authorized, \*Sub HB 381,  
Ch. 133.  
Municipal facilities, title only, HB 410.  
Outdoor music festivals, HB 215, Sub SB 151, \*Sub HB 14,  
Ch. 123.  
Parks, recreation, public, HB 215, \*Sub HB 14, Ch. 123,  
\*HB 189, Ch. 129.  
Recreational districts, counties, \*SB 263, Ch. 94.  
Social, health service facilities, \*HB 190, Ch. 130.  
Surety, state government services, HB 36.  
Transportation, public systems, HB 188, Sub HB 188, \*Sub  
HB 324, Ch. 132.  
Washington Future, capital, funding, study, \*HFR 102.  
Waste disposal facilities, Sub HB 410, \*HB 186, Ch. 127.  
Water supply facilities, \*HB 187, Ch. 128.

**BONUSES:**

Veterans, Viet Nam, payment provisions, higher education  
credits, options, HB 19, \*Sub HB 313, Ch. 154.

**BOUNDARIES:**

Review, counties, present, future, HB 245.

**BRIDGES:**

Hood Canal, title only, HB 570.

\* Indicates bill passed by both the House and Senate.

\*HFR Indicates resolution passed by House.

**BUDGETS:**

Appropriations, supplemental, HB 185.  
Executive, proposal, procedures revised, HB 270.  
School districts, preliminary, \*SB 350, Ch. 26.  
School districts, receivables collectible, \*HB 299, Ch. 115.  
Supplemental, appropriation, \*Sub HB 112, Ch. 155 PV.

**BUILDINGS:**

Elevators, conveyances, jurisdiction, clarified, HB 225.  
State building, east capitol site, Sub HB 514.

**BURIALS:**

Veterans, Viet Nam, eligible for bonus, HB 19.

**BURNING:**

Garbage, dead animals, other odorous material prohibited, SB 112.  
Householders, leaves, permits not required, SB 112.  
Outdoor fires, small, limited, \*Sub HB 47, Ch. 136 PV.

**BUSES and BUSING:**

Noise, limit levels, established, HB 27.  
School districts, equip. depreciation, \*HB 33, Ch. 85.  
School, loaded, unloaded, railroad crossing, HB 11.

**BUSINESS AND PROFESSIONS:**

Banks, alien, agency operations, HB 211.  
Camping clubs, permits required, \*HB 98, Ch. 106.  
Contractors, bonds, provisions, \*HB 194, Ch. 118.  
Embalmers, exam, savings clause, \*SB 50, Ch. 120.  
Franchises, investment protection act, \*Sub HB 417, Ch. 116.  
Licenses, various, repealed, HB 496.  
Manufacturing business, building construction, sales, use taxes, HB 128.  
Mental patients, state hospital, HB 181.  
Partnerships, limited, powers defined, SB 131, \*HB 241, Ch. 113.  
Real estate, license law, provisions, \*HB 228, Ch. 139 PV.  
State credit, loan authorized, SJR 109.  
Tax credit, small business, study, \*HFR 33.  
Taxes, business, inventory, exempt, HB 16.

**CAMPAIGNS:**

Candidates, contributions, expenditures, HB 267, HB 269, HB 431, \*HB 248, Ch. 98.

**CAMPERS and CAMPING:**

Camping clubs, permits required, \*HB 98, Ch. 106.  
Camping clubs, recreational land, Sub HB 296.  
Personal property, tax exempt, HB 278, HB 485.  
Tax, excise reduced, HB 10, \*SB 4, Ch. 144.  
Tax, excise, repealed, HB 88, HB 202, \*SB 4, Ch. 144.  
Tax, personal property, mobile homes, campers, SB 99.

\* Indicates bill passed by both the House and Senate.

\*HFR Indicates resolution passed by House.

CANADIANS:

Fishing, personal use, license required, Sub SB 200.

CANDIDATES:

Campaign contributions, expenditures, reporting, HB 267,  
HB 269, HB 431, \*HB 248, Ch. 98.

Candidacies, nonpartisan, voids, filings, \*SB 98,  
Ch. 61.

Candidacy declaration, compensation, income tax return,  
filing provisions, HB 451.

Endorsements, affidavits, filing required, HB 21.

Nominee, minimum vote requirement reduced, HB 154.

CAPITAL PUNISHMENT:

Abolished, HB 524.

CAPITOL BUILDINGS AND GROUNDS:

Capitol projects, excess funds, transfer, \*SB 181,  
Ch. 64.

CAUCUSES:

Political party, caucus, convention, HB 166.

CEMENT MIXERS:

Trucks, power take-off units, \*HB 221, Ch. 138 PV.

CENSUS:

Counties, enumeration, federal census year proximity,  
restrictions removed, Sub HB 385.

CENTENNIALS:

American revolution bicentennial, created, duties, \*SB  
149, Ch. 76.

CHARTERS:

Cities, 1st class, amendments, general election  
provision, HB 378.

CHASE, GOODWIN:

Higher education council, member, GA 5.

CHECKS:

Dishonored, collection costs, police retention, HB 516.

Savings and loan associations, accounts, HB 201.

Unemployment, lost, duplicate, issuance provision, \*SB  
89, Ch. 74.

CHIEF CLERK AND ASSISTANT CHIEF CLERK:

Resolutions:

Complete work of session, \*HFR 100.....p. 1381.

Employees, salaries, \*HFR 3.....p. 9.

Final expenses, \*HFR 100.....p. 1381.

House journal, preparation and indexing,

\*HFR 100.....p. 1381.

Interim and pre-session duties, \*HFR 100.....p. 1381.

\* Indicates bill passed by both the House and Senate.

\*HFR Indicates resolution passed by House.

## CHILDREN:

Abuse, case records, availability, confidentiality, provision, \*HB 468, Ch. 46.  
 Child, term defined, public assistance purposes, HB 179.  
 Death, injury, parental actions, HB 39, HB 440.  
 Dependent child, definition, ADC purposes, HB 204.  
 Dependent, definition change, industrial insurance purposes, \*SB 246, Ch. 65.  
 Divorce, visitation rights, provisions, HB 200.  
 Handicapped, education program, HB 175.  
 Indigent juveniles, court counsel, HB 40.  
 Support, public assistance debt, provision, Sub HB 542.

## CIGARETTES:

Tax, possession basis, collection provision, \*HB 44, Ch. 157 PV.  
 Tax, revenue, Viet Nam veterans, bonus, HB 19, \*Sub HB 313, Ch. 154.

## CITIES AND TOWNS:

Alcoholism, programs, facilities, \*SB 298, Ch. 77.  
 Charters, 1st class cities, amendments, HB 378.  
 District courts, resolution provision, SB 54.  
 Dog control zones, townships, HB 128.  
 Emergency assistance, worker liability, exempt, HB 141.  
 Employment, retired pensioners, restrictions, HB 554.  
 Facilities, government owned, use authorized, HB 129.  
 Garbage, service franchise, competing service, prohibited, HB 450.  
 Grant-in-aid, federal programs, provisions, HB 229.  
 Improvement, local, cost estimates, preparation by staff engineer permitted, HB 474.  
 Intergovernmental transfers, noncompliance, 1972 amendatory act, valid, \*Sub SB 272, Ch. 95.  
 Interlocal cooperation, special fund, \*SB 423, Ch. 81.  
 LID, assessment, 1st class cities, \*HB 130, Ch. 137 PV.  
 Local government, title only, HB 387, HB 423, HB 491, HB 513, HB 536.  
 Mayors, firemen's pension boards, duties, HB 519.  
 Mayors, 1st class cities, 4-year terms, HB 172.  
 Mayors, 3rd class cities, provisions, HB 342.  
 Municipal corporations, title only, HB 415.  
 Municipal courts, additional departments, \*HB 133, Ch. 32.  
 Municipal facilities, bond guarantee, title only, HB 410.  
 Police, firemen, residency requirements eliminated, \*HB 199, Ch. 37.  
 Police protection, sheriff's office contract, \*HB 5, Ch. 48.  
 Property, sales, zoning, HB 479.  
 Public employees' retirement system, adjustments provision, HB 487.  
 Public facilities, construction, economic assistance authority, loans, provisions, \*SB 92, Ch. 117.  
 Public works, advance planning, cost funding, HB 209.  
 Public works, projects, motor vehicle fuel sales tax

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\*HPR Indicates resolution passed by House.

revenue, use provisions, HB 167.

Sales tax, local, expiration date, repealed, \*SB 32, Ch. 121.

Seattle, university tract properties, \*HB 142, Ch. 107.

Sewerage systems, operation, permits, \*HB 279, Ch. 140 PV.

Shorelines projects, applications, time limits, SB 72.

Streets, construction, 1st class cities, under \$25,000 labor cost, contract not required, HB 178.

Taxes, sales, state revenue, 10% city, county distribution provisions, HB 538.

Trails, bicycle, pedestrian, equestrian, motor vehicle funds, HB 125, \*Sub SB 355, Ch. 103.

Voter registrations, expenses, HB 463.

#### CITIES - 1st CLASS:

Gambling, definition, fairs, etc. excluded, HB 331, \*Sub HB 411, Ch. 141 PV.

Mayors, 4-year terms, HB 172.

Streets, construction, under \$25,000, HB 178.

#### CIVIC CENTERS:

Gambling, games of science, definition, HB 331, \*Sub HB 411, Ch. 141 PV.

#### CIVIL ACTIONS AND PROCEDURES:

Accident victims, emergency aid, HB 3.

Adverse possession, public lands, utility purposes, not recognized, HB 294.

Child, death, injury, HB 39, HB 440,

Divorce, irreconcilable differences, grounds, SB 79.

Environmental quality, rights, HB 226.

Hearings, requester default, penalty, HB 434.

Industrial insurance board, appeals, local county court, provisions, \*HB 20, Ch. 50.

Juries, 6 or 12 member, provision, \*SB 56, Ch. 57.

Law enforcement, firefighters' system, employer negligence, HB 52.

Marriages, dissolutions, general provisions, HB 18.

Married persons, rights, provisions, \*HB 143, Ch. 108.

Municipal electrical utilities, sales tax, HB 208, Sub HB 355.

Pawnbrokers, stolen goods, owner recovery, SB 161, \*HB 289, Ch. 114.

Prisoners, furloughed, acts, damage, state liability, \*SB 71, Ch. 72.

Property, real, delinquent taxes, \*Sub HB 13, Ch. 84.

Statements, party to an action, SB 76.

Summons, service, title only, HB 462.

Taxes, sales, collection charge, state, limitation removed, HB 102.

#### CIVIL DEFENSE:

Emergency service, department created, \*SB 97, Ch. 6.

\* Indicates bill passed by both the House and Senate.

\*HFR Indicates resolution passed by House.

## CIVIL SERVICE:

Double amendments, corrected, \*HB 83, Ch. 11.  
Police, firemen, residency requirements eliminated, \*HB 199, Ch. 37.

## CLALLAM COUNTY:

Superior court, Clallam-Jefferson county joint district, number increased, HB 232.

## CLOTHING AND APPAREL:

Tax, sales, senior citizens, exempt, HB 26.

## CLUBS:

Camping, permits required, regulation, \*HB 98, Ch. 106.  
Liquor licenses, class H, exclusionary clubs, issuance prohibited, HB 284, HB 290.

## CODE REVISER:

Appreciation by Legislature, \*HFR 5.  
Legislature, free conference reports, \*SCR 9.

## CODES:

Civil service, double amendments corrected, \*HB 83, Ch. 11.  
Commercial, uniform, farm products, exception provision removed, HB 333.  
Education, double amendments corrected, \*HB 82, Ch. 10.  
Motor vehicles, excise taxes, double amendments corrected, \*HB 86, Ch. 87.  
Pharmacists, double amendments corrected, \*HB 81, Ch. 9.  
Probate, uniform code, enacted, HB 113.  
State treasurer, double amendments corrected, \*HB 84, Ch. 12.  
Taxes, property, nonsectarian organization, double amendments corrected, HB 87.  
Utilities and transportation commission, amendment corrected, \*HB 85, Ch. 13.  
Wheat commission, amendment corrected, \*HB 80, Ch. 8.

## COLLECTIVE BARGAINING:

Educational employees, title only, HB 452.  
Health care activities, nursing employees, HB 502, \*SB 232, Ch. 156.  
Higher education, classified employees, HB 285.  
Higher education, employees, public employees act, coverage, HB 25.  
Hospitals, labor regulations, provisions, HB 483.  
Hospitals, problems, study, \*HFR 16.  
Labor relations act, state, enacted, HB 170, SB 185.  
Nursing employees, HB 502, \*SB 232, Ch. 156.  
Public agencies, open meeting act, exempt, HB 50.  
Public employees, labor disputes, HB 578.  
Public employees, title only, HB 515.  
School districts, public employee bargaining act, Sub HB 515.  
Uniformed personnel, labor disputes, SB 114.

\* Indicates bill passed by both the House and Senate.

\*HFR Indicates resolution passed by House.

## COLLEGES AND UNIVERSITIES (See also name of College):

- Bonds, revenue, issued, attested, \*SB 189, Ch. 25.
- Credits, transferability provisions, HB 287.
- Employees, classified, collective bargaining, HB 288.
- Employees, collective bargaining act, HB 25.
- Employees, veteran reemployment preference, HB 74.
- Officers, employees, duties, performance, liability insurance, \*Sub SB 128, Ch. 23.
- Prisoners, extension courses, tuition free, HB 518.
- Private, faculty, employee housing, tax exemption repealed, HB 297.
- Public employees, union agreement, HB 49.
- Regents, trustees, availability to legislature, HB 283.
- Students, educational loans, investment permitted, HB 268.
- Students, loans, higher education assistance, HB 412.
- Students, resident, nonresident, HB 467, \*SB 240, Ch. 149.
- Title only, HB 381.
- University of Washington, alcoholic beverages, HB 461.
- Veterans, residency requirement, definition, \*SB 240, Ch. 149.
- Veterans, Viet Nam, bonuses, payments, higher education, options, \*Sub HB 313, Ch. 154.
- War prisoners, missing in action, children, tuition-free education provisions, HB 2, \*SB 15, Ch. 17.

## COMMERCE AND ECONOMIC DEVELOPMENT:

- Department, public works projects, HB 167.
- Department, state trade fair funds, \*HB 275, Ch. 93.

## COMMISSIONS:

- Agricultural, members, permitted, \*Sub HB 196, Ch. 112.
- American revolution bicentennial, \*SB 149, Ch. 76.
- Election, established, campaign contributions, expenditures, HB 269, HB 431, \*HB 248, Ch. 98.
- Harbor lines, Sinclair Inlet, \*SB 23, Ch. 69.
- Horse racing, membership expanded, HB 252.
- Klondike, created, membership, Sub HB 460.
- Land use planning, allowance provisions, \*HB 158, Ch. 110.
- Levy, special temporary commission, school programs, HB 55, \*SB 47, Ch. 2.
- Marine employees, members, per diem, HB 260.
- Per diem, uniform allowances, provisions, HB 62.
- Sweepstakes, established, powers, duties, HB 15.
- Wheat, amendment correction, \*HB 80, Ch. 8.

## COMMITTEES:

- Alcoholism, treatment, duties, \*Sub SB 29, Ch. 122.
- Deaf, program development, local advisory, \*Sub SB 96, Ch. 96 PV.
- Forest tax, membership increased, \*SB 207, Ch. 148.
- Industrial welfare, membership, duties, HB 219.
- Natural preserves advisory committee, created, \*HB 482, Ch. 119.
- Outdoor recreation, interagency, \*Sub HB 29, Ch. 153.

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## COMMON CARRIERS:

Motor freight, special commercial zones, HB 233, \*SB 111, Ch. 22.

## COMMUNICATIONS:

Telegraph companies, assessment, HB 42.

Telephones, telegraphs, tampering, crime, \*Sub SB 100, Ch. 75.

## COMMUNITY AND PLANNING AFFAIRS AGENCY:

Housing division, created, duties, HB 447.

## COMMUNITY COLLEGES:

Construction, general obligation bonds, \*Sub HB 381, Ch. 133.

Credits, transferability provisions, HB 287.

Employees, classified, collective bargaining, HB 285.

Employees, collective bargaining act, HB 25.

Employees, salary schedule, study, \*HFR 43.

Employees, veteran reemployment preference, HB 74.

Expenditures, 50% administrative, 50% classroom instruction, HB 476.

Officers, employees, failure to perform, liability, \*Sub SB 128, Ch. 23.

Students, pursuing high school diploma, tuition free, HB 273, HB 530.

Students, resident, nonresident, HB 467, \*SB 240, Ch. 149.

## COMMUNITY PROPERTY:

Married persons, rights, provisions, \*HB 143, Ch. 108.

War prisoners, missing in action, wives, manager, \*HB 9, Ch. 83.

Women, married, rights extended, HB 107.

## COMPACTS:

Western regional short-haul air transportation, \*HB 164, Ch. 36, \*HJM 2.

## COMPANIES:

Insurance, workmen's compensation, private company coverage, authorized, HB 103.

Loan, small, license, application fees, minimum liquid assets, amounts increased, HB 154.

Telegraph, tax assessment, operating property basis, HB 42.

## CONGRESS:

Congressmen, Washington state, financial interests, written disclosure, required, SB 18.

## CONGRESSIONAL DISTRICTS:

Bar association, board of governors, membership, \*SB 253, Ch. 66.

Redistricting, seven districts, HB 114, HB 213.

Redistricting, seven districts, residential population basis, HB 117.

\* Indicates bill passed by both the House and Senate.

\*HFR Indicates resolution passed by House.

## CONSERVATION AND DEVELOPMENT:

Soil, water, practices, HB 22.

## CONSTITUTIONAL AMENDMENTS:

Income tax, graduated, imposition authorized,  
Sub HJR 82.

Legislature, annual sessions, 90/60 days, HJR 65.

Rights, equality, regardless of sex, marital status,  
\*HJR 61.

State credit, industry, public purposes, loan  
authorized, limitation, SJR 109.

Vetoes, governor, entire sections, appropriations,  
limitations, SJR 112.

## CONSTRUCTION:

Community colleges, projects, general obligation bonds,  
\*Sub HB 381, Ch. 133.

Manufacturing business, buildings, sales, use taxes,  
deferral provisions, HB 128.

Pollution control facilities, port districts,  
construction, improvement, \*HB 257, Ch. 54.

Public facilities, economic assistance authority, \*SB  
92, Ch. 117.

Public facilities, regional economic development  
authority, Sub HB 183.

Public utility districts, contracts, bids, awards,  
invitations, procedures, \*HB 254, Ch. 41.

Schools, annual term reduced, delays, HB 152.

Schools, fire prevention, safety standards, \*SB 42,  
Ch. 70.

Social, health service facilities, bond issuance, \*HB  
190, Ch. 130.

Street, 1st class cities, under \$25,000 labor cost,  
contract not required, HB 178.

Transportation, public systems, Sub HB 188, \*Sub HB 324,  
Ch. 132.

Waste disposal facilities, bonds issuance authorized,  
\*HB 186, Ch. 127.

Water supply facilities, construction improvement, bonds  
authorized, \*HB 187, Ch. 128.

## CONSUMER PROTECTION:

Consumer warranties, title only, HB 539.

Credit reporting firms, HB 403.

Food packages, dating, HB 30.

Franchises, investment protection act, \*Sub HB 417,  
Ch. 116.

## CONTRACEPTIVES:

Minors, devices, furnishing, physician's services,  
SB 91.

## CONTRACTORS:

Bonds, provisions, general revisions, \*HB 194, Ch. 118.

Sales, installment, cancellation, 3-day notice period,  
HB 359, \*Sub HB 508, Ch. 47.

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## CONTRACTS:

Ambulance system, counties, \*HB 210, Ch. 89.  
Insurance, variable annuity, HB 258.  
Legal services, title only, HB 449.  
Mortgages, definition, real estate contracts, \*HB 155,  
Ch. 34.  
Police protection, sheriff's office contract, \*HB 5,  
Ch. 48.  
Public utility districts, bids, awards, \*HB 254, Ch. 41.  
Public works, residency requirements, \*Sub HB 8, Ch. 28.  
Retail installment sales, title only, HB 508.  
Streets, 1st class cities, labor cost, HB 178.  
Teachers, leave replacements, Sub HB 318.  
Tuberculosis hospital, service, county health district,  
contract provision, \*HB 521, Ch. 143 PV.

## CONTRIBUTIONS:

Campaign, expenditures, reporting, HB 267, HB 269, HB  
431, \*HB 248, Ch. 98.

## CONTROLLED SUBSTANCES:

Driving, motor vehicle, jail sentences increased,  
HB 525.  
Methadone, statewide program, appropriation, \*Sub HB  
112, Ch. 155 PV.  
Special agents, statewide jurisdiction, HB 523.  
Transportation, unlawful, conveyance forfeiture, SB 248.

## CONVENTIONS AND CONFERENCES:

Chief justices, Seattle, welcomed, \*HCR 19.  
Legislative leaders, national conference, 1973 Seattle  
convention, invitation, \*HCR 13.  
Political parties, state committee, \*HB 446, Ch. 45.  
Political party, caucus, convention, HB 166.

## CORPORATIONS:

Annual reports, failure to file, HB 91.  
Community councils, establishment, duties, HB 193.  
Educational service, demonstration school, HB 408.  
Municipal, title only, HB 415.  
Mutual, cooperative, \*Sub SB 403, Ch. 79.  
Nonprofit, annual reports, HB 76.  
Nonprofit, interlocal cooperation act, \*SB 423, Ch. 81.  
Taxes, income, net, 8.1% imposed, HB 6.

## COUNCIL ON HIGHER EDUCATION:

Faculty salaries, comparison criteria, study, \*HFR 39.  
Loan programs study, \*HFR 14.  
Students, resident classification, study, \*HFR 45.

## COUNCILS:

Alcoholism, treatment, established, \*Sub SB 29, Ch. 122.  
Community, unincorporated areas, duties, HB 193.  
Criminal justice services, advisory, \*SB 146,  
Ch. 152 PV.

\* Indicates bill passed by both the House and Senate.  
\*HFR Indicates resolution passed by House.

Oil facility development, created, HB 376.  
Science and technology, nuclear energy and radiation  
advisory council renamed, HB 66.

## COUNTIES:

Alcoholism, programs, facilities, \*SB 298, Ch. 77.  
Ambulance system, establishment authorized, \*HB 210, Ch.  
89.  
Assessor, budget board created, duties, HB 224, \*SB 293,  
Ch. 102.  
Assessor, deputy, salary schedule study, \*HFR 13.  
Boundaries, review, board authority, HB 245.  
Census, enumeration, federal census year proximity,  
restrictions removed, Sub HB 385.  
Classification, study, \*HFR 74.  
Community, councils, unincorporated areas, HB 193.  
Eighth class, combined county auditor-clerk, salary  
increased, \*SB 104, Ch. 97 PV.  
Employment, retired pensioners, HB 554.  
Equalization boards, operations provisions, HB 138.  
Facilities, government owned, public agencies, HB 129.  
Fourth class, prosecuting attorneys, salary, provisions,  
\*SB 104, Ch. 97 PV.  
Intergovernmental transfers, \*Sub SB 272, Ch. 95.  
Interlocal cooperation, special fund, \*SB 423, Ch. 81.  
Justice courts, all counties included, SB 54.  
King county, university tract properties, \*HB 142, Ch.  
107.  
Legal aid, methods authorized, \*HB 147, Ch. 109.  
Medical examiners, 4th class counties, HB 148.  
Motor vehicle funds, allocation factor, \*Sub SB 355, Ch.  
103.  
Municipal electrical utilities, HB 208, Sub HB 355.  
Property, sales, zoning, HB 479.  
Public facilities, construction, \*SB 92, Ch. 117.  
Public works, planning, cost funding, HB 209.  
Public works, projects, motor vehicle fuel sales tax  
use, HB 167.  
Recreational districts, facilities, \*SB 263, Ch. 94.  
Sales tax, local, expiration date repealed, \*SB 32,  
Ch. 121.  
Sewerage systems, operation, permits, \*HB 279,  
Ch. 140 PV.  
Shorelines project, applications, SB 72.  
Tax advisor, county, appointment mandatory, HB 144.  
Taxes, property, revaluation program, \*SB 293, Ch. 102.  
Taxes, sales, collection charge, HB 102.  
Taxes, sales, state revenue, 10%, city, county  
distribution, HB 538.  
Tax title lands, public use, authority, \*Sub SB 412, Ch.  
150.  
Trails, bicycle, pedestrian, equestrian, HB 125, \*Sub SB  
355, Ch. 103.  
Transportation, public, class A counties, HB 495.  
Tuberculosis hospital, contract provision, \*HB 521,  
Ch. 143 PV.  
Urban passenger transportation systems, \*HB 17, Ch. 49.

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## COUNTY OFFICERS - ASSESSORS:

Administrative costs, local government costs sharing, HB 224, \*SB 293, Ch. 102.  
Budget board, created, duties, HB 224, \*SB 293, Ch. 102.

## COUNTY OFFICERS - AUDITORS:

Clerk-auditor, combined, 8th class counties, \*SB 104, Ch. 97 PV.

## COUNTY OFFICERS - MEDICAL EXAMINER:

Counties, 4th class, authorized, HB 148.

## COUNTY OFFICERS - PROSECUTING ATTORNEYS:

Counties, 4th class, \*SB 104, Ch. 97 PV.  
Divorce proceedings, \*SB 109, Ch. 21.

## COUNTY OFFICERS - SHERIFFS AND PUBLIC SAFETY DIRECTORS:

Identification, criminal, duties, \*SB 146, Ch. 152 PV.  
Police protection, cities, \*HB 5, Ch. 48.

## COURT ADMINISTRATORS:

Appropriation, superior court judges, \*SB 27, Ch. 100.

## COURT REPORTERS:

Salaries, certain judicial districts, \*SE 38, Ch. 18.

## COURTS:

District, revenue, court clerk handling, HB 63.  
Divorce, attorney fees, case preparation expenses, SB 53.  
Divorce, proceedings, county prosecutors, \*SB 109, Ch. 21.  
Higher, judges salaries, annual adjustments, HB 71, HB 302, \*SB 27, Ch. 100.  
Indigents, appeals, court costs, \*HB 177, Ch. 111.  
Justice, judges, candidacy eligibility, SB 54.  
Juvenile, hearings, open hearings, HB 197.  
Municipal, additional departments, \*HB 133, Ch. 32.  
Probationers, unpaid, medical aid, HB 28.  
Proceedings, non-English speaking, SB 80, HB 145.  
Record, proceedings, electronic, permitted, HB 41.  
Reporters, certain judicial, \*SB 38, Ch. 18.  
Superior, filing fees, salaries allocation, HB 122, \*SB 90, Ch. 20.

## CREDIT:

Hotels, restaurants, defrauding, penalties, Sub SB 386.  
Reporting firms, consumer access, costs, HB 403.  
Sales, installment, 3-day notice of cancellation, HB 359, \*Sub HB 508, Ch. 47.  
State, industry, public purposes, loan authorized, SJR 109.

## CREDIT CARDS:

Lost, issues, liability limitations, HB 432.

\* Indicates bill passed by both the House and Senate.

\*HFR Indicates resolution passed by House.

**CREDIT UNION:**

Laws, general revisions, HB 457.

**CRIMES AND CRIMINAL PROCEDURES:**

Alcoholism, law provisions, \*Sub SB 29, Ch. 122.

Beer kegs, casks, unauthorized sale, Sub HB 454.

Capital punishment, abolished, HB 524.

Controlled substances, unlawful transportation, SB 248.

Criminal investigation, advisory council created, state patrol, \*SB 146, Ch. 152 PV.

Dog theft, crime, penalties, SB 61, \*HB 289, Ch. 114.

Hotels, restaurants, defrauding, penalties, Sub SB 386.

Indigents, juveniles, court counsel, HB 40.

Juries, 6 or 12 member, \*SB 56, Ch. 57.

Juveniles, open court hearings, HB 197.

Outdoor music festivals, weapons, \*Sub HB 14, Ch. 123.

Peace officer, killing, injuring, crime, HB 494.

Self-defense, aid to others, crime victims, legal jeopardy, HB 227.

Telephones, telegraphs, fraud, penalties, \*Sub SB 100, Ch. 75.

Victims, crime, compensation, HB 425, \*HFR 30.

**DAIRIES AND DAIRY PRODUCTS:**

Filled dairy products, lactore, HB 507.

Milk solids, added, breed identification, not required, HB 543.

**DATA PROCESSING:**

Service center operation, study, \*HFR 60.

**DEAF:**

School, state, trustee board created, HB 288.

School, state, trustee board created, social and health services secretary, \*Sub SB 96, Ch. 96 PV.

**DEBENTURES:**

Debenture companies, financial statements, investments, regulations, HB 305.

**DENTISTS AND DENTISTRY:**

Assistants, duties, HB 192.

Assistants, unlicensed, cleanings, fluoridations permitted, HB 544.

Dental assistants, operations, services, HB 214.

Dental hygienists, duties expansion provision, HB 195.

Licensing, state institution practice purposes, Sub HB 429.

**DEPARTMENTS:**

Emergency, created, civil defense, \*SB 97, Ch. 6.

Finance, created, duties, HB 504.

Institutions, created, HB 77.

Transportation, created, duties, HB 480.

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## DEPOSITORIES:

Public, qualified, mutual savings banks, HB 303.  
Public, savings and loan associations, HB 304.

## DEPOSITS (MONETARY):

Mutual savings banks, HB 264.  
State treasurer, procedures, allocations, \*SB 28,  
Ch. 145.

## DISADVANTAGED (URBAN, RACIAL, RURAL):

Education, programs, funds, appropriations, HB 60.  
LID, assessment, deferrals, 1st class cities, \*HB 130,  
Ch. 137 PV.  
Vocational rehabilitation, costs payments, federal,  
other funds use authorized, \*HB 126, Ch. 15.

## DISCOVERY BAY:

Salmon, commercial fishing impact, study, Sub SB 221.

## DISCRIMINATION:

Clubs, fraternal organizations, exclusionary, class H  
liquor license prohibited, HB 284, HB 290.  
Hospitals, construction, discriminatory practices  
prohibited, HB 374.  
Insurance, unfair practices, prohibited, SB 133.  
Physically handicapped, employment, HB 473.  
Public works, contractors, employees, HB 407.

## DISTRICT COURTS:

Public utility, employees, unemployment compensation  
coverage, excluded, HB 24.  
Revenue, fines, court clerk handling provisions, HB 63.

## DISTRICTS (See also REDISTRICTING):

Congressional, redistricting, title only, HB 114, HB  
117, HB 120, HB 121, HB 123.  
Director, school, seven created, 1st class districts,  
division provision, HB 37.  
Fire protection, expense limit, nontax revenue inclusion  
permitted, \*SB 6, Ch. 16.  
Irrigation, rights-of-way, abandoned, HB 110.  
Legislature, title only, HB 115, HB 116, HB 118, HB 119,  
HB 132.  
Mosquito control, assessments, , Sub HB 111, \*SB 102,  
Ch. 62.  
Port, pollution control facilities, \*HB 257, Ch. 54.  
Port, unemployment compensation, coverage, \*HB 160,  
Ch. 35.  
Recreational, counties, revenue bonds, \*SB 263, Ch. 94.

## DIVIDENDS:

Patronage, retains, mutual, cooperative corporations,  
sales definition, \*Sub SB 403, Ch. 79.

## DIVORCE:

Attorney fees, case preparation expenses, SB 53.  
Children, visitation rights, HB 200.

\* Indicates bill passed by both the House and Senate.

\*HFR Indicates resolution passed by House.

County prosecutors, default, appearance requirement revised, \*SB 109, Ch. 21.  
Hearing, requester default, penalty, HB 434.  
Irreconcilable differences, grounds, SB 79.  
Marriages, dissolutions, general provisions, HB 18.

**DOGS (See also ANIMALS):**

Control zones, townships, HB 218.  
Theft, crime penalties, SB 61, \*HB 289, Ch. 114.

**DOMESTIC RELATIONS:**

Community property, women, rights extended, HB 107.  
Divorce, attorney fees, expenses, SB 53.  
Divorce, irreconcilable differences, grounds, SB 79.  
Divorce, proceedings, default, \*SB 109, Ch. 21.  
Hearings, divorce, requester default, penalty, HB 434.  
Marriages, dissolutions, general provisions, HB 18.  
Married persons, rights, provisions, \*HB 143, Ch. 108.

**DUECY, GEORGE:**

Community college education board, member, GA 3.

**EARLEY, ROBERT:**

Horse racing commission, member, GA 11.

**ECOLOGY:**

Department, environmental quality hearings board, name changed, HB 478.  
Department, guidelines, title only, HB 366.  
Department, study of pollution, Deschutes River and Capitol Lake, \*HFR 88.  
Environmental protection agency, federal, state ecology department, cooperation, \*SJM 2.  
Land, reclamation, procedures, \*HB 34, Ch. 51.  
Waste disposal facilities, construction, bonds issuance authorized, \*HB 186, Ch. 127.  
Water supply facilities, construction, bonds issuance authorized, \*HB 187, Ch. 128.

**EDUCATION:**

Children, handicapped, program participation, HB 175.  
Classrooms, optimum learning atmosphere, rules, \*Sub HB 413, Ch. 142 PV.  
Credits, college, transferability, HB 287.  
Double amendments corrected, \*HB 82, Ch. 10.  
Educational service corporations, demonstration schools, contracts authorized, HB 408.  
Employees, collective bargaining, title only, HB 452.  
Expenditures, title only, HB 552.  
General, degrees, students under 18, study, \*HFR 72.  
High school diploma, community colleges, students pursuing, tuition free, HB 273, HB 530.  
Kindergarten, minimum annual term, \*HB 90, Ch. 105.  
Professional negotiations problems, collective bargaining substitution, study, \*HFR 22.  
School year, full, state apportionate moneys, Sub SB 203, \*HB 90, Ch. 105.

\* Indicates bill passed by both the House and Senate.

\*HFR Indicates resolution passed by House.

Students, educational loans, public employees' retirement system, investment permitted, HB 268.  
 Students, loans, savings and loan associations, authorized, \*HB 266, Ch. 42.  
 Teachers, uniform salary schedule, adopted, HB 216.  
 Title only, HB 308, HB 311, HB 312, HB 318, HB 319, HB 320, HB 441, HB 541, HB 566, HB 581.  
 Veterans, Viet Nam, bonuses, payments, higher education credits, options, \*Sub HB 313, Ch. 154.  
 War prisoners, missing in action, tuition-free, HB 2, \*SB 15, Ch. 17.

#### EDUCATION BOARD:

Students, part time, financial assistance, SB 65, HB 104.

#### EGGS:

Premiums, coupons, permitted, \*HB 46, Ch. 104.

#### ELECTIONS:

Alcoholic beverages, age provisions reduced to 18, HB 169.  
 Annual, general, established, HB 1, HB 96.  
 Campaign reporting act, commission established, referendum, election provision, HB 269, HB 431, \*HB 248, Ch. 98.  
 Candidates, endorsements, endorser affidavits, filing required, HB 21.  
 Candidates, nonpartisan, voids, filings, elections, \*SB 98, Ch. 61.  
 Charters, 1st class cities, amendments, general election provision, HB 378.  
 Community colleges, construction projects, bond issuance, referendum, \*Sub HB 381, Ch. 133.  
 Disposal facilities, construction, bond issuance, referendum, \*HB 186, Ch. 127.  
 Foreign language newspapers, notices, publication provision, HB 512.  
 Lobbyists, registration, regulations, \*Sub HB 341, Ch. 82.  
 Nominees, party, minimum vote requirement reduced, HB 154.  
 Parks, recreation, public, bond issuance, \*HB 189, Ch. 129.  
 Political party, caucuses, conventions, meetings, HB 166.  
 Public transportation systems, construction, bonds issuance, Sub HB 188, \*Sub HB 324, Ch. 132.  
 Service voters, absentees, balloting, SB 124, HB 173.  
 Social, health service facilities, construction, bonds issuance, \*HB 190, Ch. 130.  
 Title only, HB 382, HB 416.  
 Water supply facilities, construction, bond issuance, \*HB 187, Ch. 128.

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\*HFR Indicates resolution passed by House.

**ELECTRICITY - POWER:**

Municipal electrical utilities, sales tax imposed, HB 208, Sub HB 355.

Public utility districts, construction contracts, bids, awards, invitations, \*HB 254, Ch. 41.

**ELECTRONIC RECORDING:**

Superior courts, proceedings, permitted, HB 41.

**ELEVATORS:**

Buildings, jurisdiction, authority, clarified, HB 225.

**EMBALMERS AND EMBALMING:**

License, denial, prior crime conviction basis, not permitted. \*SB 50, Ch. 120.

**EMERGENCIES AND EMERGENCY SERVICES:**

Accident victims, aid, without remuneration, civil liability limitation, HB 3.

Aid to others, self-defense, felonious crime victims, legal jeopardy, HB 227.

Ambulance system, counties, establishment, \*HB 210, Ch. 89.

Department created, civil defense department, \*SB 97, Ch. 6.

Outdoor music festivals, medical facilities, air evacuation, \*Sub HB 14, Ch. 123.

Police, firemer, civil defense workers, emergency assistance, liability exempt, HB 141.

**EMINENT DOMAIN:**

Highways, damages defined, HB 97.

Recreation areas, primitive, access, HB 67.

Shoreline management act, provision removed, \*HB 244, Ch. 53.

Water, potable supply, public property, natural resources department, Sub HB 363.

**EMPLOYEES AND EMPLOYERS:**

Higher education, collective bargaining act, HB 25.

Hospitals, collective bargaining, HB 483.

Industrial insurance, employee class distinctions, revisions, \*HB 277, Ch. 43.

Labor relations act, state, enacted, HB 170, SB 185.

Male, private industry, continuous work hours, study, \*HFR 73.

Marine, commission, members, per diem, expenses, HB 260.

Port districts, unemployment compensation, \*HB 160, Ch. 35.

Public, collective bargaining, HB 578.

Public, collective bargaining, title only, HB 515.

Public, pension plans, tax deferred annuities, \*SB 62, Ch. 19.

Public, retirement systems, study, HCR 10.

Public state retirement system, benefits, eligibility, membership, Sub HB 347, \*Sub SB 438, Ch. 151 PV.

Public, union membership, right of nonassociation,

\* Indicates bill passed by both the House and Senate.

\*HFR Indicates resolution passed by House.

religious basis, HB 49.  
 Public utilities, power authorities, unemployment compensation coverage, HB 24.  
 Public works, residency restrictions, \*Sub HB 8, CH. 28.  
 School district, payroll deductions, union organizations, dues, deductions authorized, SB 184, \*HB 234, Ch. 39.  
 School districts, pensions, annuity benefits, HB 89.  
 School districts, pensions, annuity plans, private, \*SB 414, Ch. 27.  
 School districts, public employees collective bargaining act, Sub HB 515.  
 School districts, sick leave, 80-day accumulation, HB 242.  
 Schools, full, part time, defined, HB 391.  
 Schools, terminated, accumulated sick leave, compensation provision, HB 165.  
 State insurance, expanded programs, HB 555.  
 State, lobbying regulations, study, \*HFR 63.  
 Technological changes, unemployed, assistance program, appropriation, HB 389, HB 563.  
 Uniformed personnel, public employees, labor disputes, arbitration provisions, SB 114.  
 Workmen's compensation, employee coverage, application date extended, \*SB 393, Ch. 78.

**EMPLOYMENT:**

Agencies, title only, HB 306.  
 Aliens, certain cases, prohibited, SB 230.  
 Physically handicapped, discrimination prohibited, HB 473.  
 Public assistance recipients, public federal employment, state programs, HJM 5.  
 Public pensions, spouses, certain, restrictions, HB 554.  
 Public, program study, \*HFR 48.  
 Public, title only, HB 347.  
 Public works, contractors, discrimination prohibited, HB 407.  
 Veterans, higher education employees, reemployment preference purposes, HB 74.  
 Veterans, public, preference points, SB 34, HB 73.

**EMPLOYMENT SECURITY:**

Unemployment checks, lost, duplicates, \*SB 89, Ch. 74.

**EQUALIZATION BOARDS:**

County, meetings, hearing operations, HB 138.

**ESCROW AGENTS:**

Registration, application names, fees, suspension, provisions revised, HB 505.

**ESTATES:**

Inheritance, deductions, nonprobate cases, \*SB 74, Ch. 73.  
 Probates, awards, family support, homestead value at time of award, \*SB 417, Ch. 80.

\* Indicates bill passed by both the House and Senate.

\*HFR Indicates resolution passed by House.

Probate, uniform code, enacted, HB 113.  
Veterans, social and health services department, \*SB 83,  
Ch. 4.  
War prisoners, missing in action, community property,  
wife manager appointment, \*HB 9, Ch. 83.  
War prisoners, missing in action, estate, sale,  
transfers, court petition procedure, SB 260.

## EVIDENCE:

Statements, party to an action, SB 76.

## EXPLOSIVES:

Users, purchasers, license required, \*HB 159, Ch. 88.

## EXPORTS:

Timber, unprocessed, stored, pending export, property  
tax exempt, SB 175, \*HB 45, Ch. 30.

## FAIRS:

Agricultural, bingo, nonmanagement operation, \*Sub HB  
411, Ch. 141 PV.  
Trade, state, fund transfer, general fund transfer  
provisions, \*HB 275, Ch. 93.

## FARMERS AND FARMING:

Land, valuation for use, open space, tax provisions, Sub  
SB 397, Sub HB 354.  
Uniform commercial code, buyer, farm products, security  
interest, HB 333.

## FEDERAL GOVERNMENT:

Cities, towns, grant-in-aid programs, HB 229.  
Congressmen, Washington state, financial interests,  
written disclosure, SB 18.  
Environmental protection agency, federal, state ecology  
department cooperation, \*SJM 2.  
Federal deposit insurance corporation, bank liquidation,  
authorized, HB 153.  
Highways, location, design, hearings requirements, state  
compliance, HB 230.  
War, undeclared, foreign lands, Washington residents,  
service forbidden, HB 176.

## FELONS:

Discharged, institution, state patrol, identification  
notification requirement, Sub HB 472.  
Licenses, various, issuance denial provisions, HB 496.

## FERRIES:

Port Townsend-Keystone, toll bridge authority, \*HB 348,  
Ch. 44.  
Puget Sound system, motor vehicle fuel tax, percentage  
allocation, HB 291, \*SB 152, Ch. 24.

## FINANCE DEPARTMENT:

Created, powers, duties, HB 504.

\* Indicates bill passed by both the House and Senate.

\*HFR Indicates resolution passed by House.

## FINANCIAL INSTITUTIONS:

B & O tax, interest outside state excluded, HB 43.  
Savings, loan associations, regulations, HB 124.

## FIREARMS (see also WEAPONS):

Law enforcement officers, purchase, waiting period waived, HB 78.  
Outdoor music festivals, possession, carrying, prohibited, \*Sub HB 14, Ch. 123.  
Pistols, loaded, all-terrain vehicle, HB 198.

## FIRE MARSHAL:

Schools, construction, fire prevention, safety, plans, approval provision, \*SB 42, Ch. 70.

## FIREMEN:

Collective bargaining, labor disputes, SB 114.  
Emergency assistance, worker liability, HB 141.  
Law enforcement, firefighters' system, negligence actions, HB 52.  
Pensions, municipal boards, mayor's duties, HB 519.  
Residency requirements, municipal, eliminated, \*HB 199, Ch. 37.  
Retirement system, funding, alternative methods, HCR 10.  
Retirement system, general revisions, \*Sub HB 261, Ch. 131.

## FIRE PROTECTION:

Districts, commissioners, election filing dates, \*SB 173, Ch. 101.  
Districts, expense limit, nontax revenue inclusion permitted, \*SB 6, Ch. 16.  
Employers, insurance system members, negligence actions, HB 52.  
Projects, high hazard forest area, assessments, Yacolt forest account, \*HB 527 VETOED.  
Schools, buildings, fire prevention code, \*SB 42, Ch. 70.

## FIRES:

District courts, revenue, court clerk handling provision, HB 63.  
Outdoor, small, limited basis, permitted, \*Sub HB 47, Ch. 136 PV.

## FISH AND FISHING:

Canadians, food, personal use, license required, Sub SB 200.  
Discovery Bay, commercial salmon fishing impact, study, Sub SB 221.  
Food fish, shellfish, title only, HB 569, HB 575.  
Licenses, aged, blind, disabled, free, HB 220.  
Salmon, commercial licenses, number, limitation, HB 249.  
Salmon, freshwater, nonresident personal use license, provisions, HB 477.  
Salmon, personal use fishing, licensing, HB 337.

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## FISHERIES:

- Department, sport fishing management unit, established, HB 337.
- Interim committee study, uncontrolled dogs, game animals and birds, \*HFR 21.
- Interim committee study, jurisdiction of 12-mile zone and continental shelf, \*HFR 49.
- Patrol officers, retirement, benefits, HB 547.

## FLOOR RESOLUTIONS - HOUSE:

- Adjournment sine die, 2nd ex. sess., Senate notified, \*HFR 104.
- American Correctional Association, appreciation, \*HFR 4.
- Animal technicians, regulation, study, \*HFR 91.
- Barbering, beauty culture, statutory reform, study, \*HFR 52.
- Beverage containers, refund requirement, study, \*HFR 70.
- Big Horn sheep, reintroduction, wilderness areas, \*HFR 11.
- Cable TV, systems, potential, study, \*HFR 80.
- Chief Clerk, interim legislative business, duties, \*HFR 100.
- Code reviser's office, work, appreciation, \*HFR 5.
- Collective bargaining, hospitals, study, \*HFR 16.
- Community college employees, statewide salary schedule, study, \*HFR 43.
- County classification, continuation, desirability, study, \*HFR 74.
- County deputy assessor salary schedules, study, \*HFR 13.
- Crude petroleum, refining, manufacturing tax, study, \*HFR 62.
- Data processing service center, operation study, \*HFR 60.
- Deschutes River, Capitol Lake, pollution, study, \*HFR 88.
- Education, professional negotiations problems, collective bargaining substitution, study, \*HFR 22.
- Executive conflict of interest act, study, \*HFR 66.
- Food banks, agricultural producers, contributions, commended, \*HFR 94.
- Game animals, birds, uncontrolled dogs, problem, study, \*HFR 21.
- Garbage and refuse collection study, HFR 93.
- General education degrees, students under 18, study, \*HFR 72.
- Geothermal energy drilling, moratorium, \*HFR 34.
- Higher education, faculty salaries, comparison criteria, study, \*HFR 39.
- Higher education, loan program study, \*HFR 14.
- Hood Canal bridge, equitable tolls, study, \*HFR 79.
- Horse racing commission, membership increased, study, \*HFR 61.
- House organized, Senate notified, \*HFR 2.
- Industrial insurance, death, disability benefits study, \*HFR 17.
- Institutions, state, social and health services progress report, study, \*HFR 57.
- Joint school districts, current laws, study, \*HFR 19.

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\*HFR Indicates resolution passed by House.

- Land purchasers, protection, study, \*HFR 37.  
Legislative bills, indefinite postponement, \*HFR 103.  
Legislative employees, dress code, HFR 10.  
Liquor control system, study, HFR 26.  
Livestock identification, study, \*HFR 7.  
Loans, out-of-state, non-Washington residents, transfer, legality, \*HFR 99.  
Local sales revenues, distribution, redressing inequities, study, \*HFR 84.  
Longshoremen's president commended, regarding grain shipments, \*HFR 8.  
Male employees, private industry, continuous work hours, regulation, study, \*HFR 73.  
Marine research, laboratories, need, sites, coordination, study, \*HFR 92.  
Ocean, continental shelf, jurisdiction, study, \*HFR 49.  
Packaged foods, dating, study, \*HFR 15.  
Payroll accounting, overall unified system, pilot program, \*HFR 29.  
Payrolls, Representatives, employees, weekly payment provision, \*HFR 3.  
Pilot cars, use, study, \*HFR 23.  
Plumbers, uniform licensing code, study, \*HFR 97.  
Police, drugs, investigation, jurisdiction, study, \*HFR 41.  
Police, firemen, dispute, arbitration, means, study, \*HFR 77.  
Port Angeles women's literary club, anniversary, congratulated, \*HFR 59.  
Port districts, statute, Constitution adequacy, study, \*HFR 65.  
Port sites, deep draft, multiple use considerations, study, \*HFR 82.  
Press, radio, TV service, legislative coverage, commended, \*HFR 86.  
Prisoner education, rehabilitation through education, study, \*HFR 24.  
Property tax revenue, flow, law compilation, dollar losses, determination, \*HFR 83.  
Proprietary schools, controls, study, \*HFR 47.  
Public employment program, environmentally oriented, study, \*HFR 48.  
Public land, federal, state, administration, operation, study, \*HFR 95.  
Puget Sound pilots, various matters, study, \*HFR 68.  
Regional geopolitical areas, study, \*HFR 58.  
Residential land, value diminution, highway construction reasons, study, \*HFR 69.  
Roads, state recreational land, gas tax use, study, \*HFR 75.  
Rules, permanent, adopted, \*HFR 1.  
School board members, laws, uniformity, study, \*HFR 40.  
School buses, propane burning, study, \*HFR 78.  
School district organizations, county committees, study, \*HFR 20.  
School districts, employees, statewide salary schedule, study, \*HFR 44.

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- School districts, large, decentralization, study,  
\*HFR 35.
- School personnel, classroom instruction, requirement,  
study, \*HFR 36.
- Seattle University, commended, \*HFR 56.
- Sewer facilities, construction, tax incentives, review,  
\*HFR 90.
- Small business, tax credit system, study, \*HFR 33.
- Soil conservation, Columbia-Snake-Palouse program,  
amendment passage, \*HFR 38.
- Stadium high school, concert band, congratulated,  
\*HFR 32.
- State employees, conflict of interest, study, HFR 28.
- State employees, legislative assistance, complimented,  
\*HFR 96.
- State employees, lobbying, regulation, study, \*HFR 63.
- State lands, private leases, long term, study, \*HFR 85.
- State liaison office in Washington, D.C., feasibility  
study, HFR 25.
- State water districts, study, \*HFR 6.
- Student publications, guidelines, study, HFR 55.
- Students, campus governance, systems, involvement,  
study, \*HFR 76.
- Students, higher education, resident student  
classification statewide guidelines, \*HFR 45.
- Superior court judges, workload equalization, study,  
\*HFR 31.
- Tax title land, disposition, study, \*HFR 9.
- Teacher education, program budgeting system, study, \*HFR  
54.
- Teachers, professional negotiations, collective  
bargaining, problem, study, \*HFR 53.
- Teacher supply and demand, study, \*HFR 42.
- Teacher training, program improvements, study, \*HFR 71.
- Technology, advanced, student exchange program, study,  
\*HFR 89.
- Timber, yield tax, land value levels, study, \*HFR 81.
- Traffic congestion, urban areas, peak hours, study, \*HFR  
18.
- Traffic offenses, minor, administrative adjudication,  
study, \*HFR 46.
- Transportation committee, legislative, liaison members,  
appointment, \*HFR 101.
- Tri-cities-Pullman, highway route, study, \*HFR 64.
- Violent crimes, victims, compensation, study, \*HFR 30.
- Voter registration, high schools, study, \*HFR 51.
- Walkways, bicycle paths, need, study, \*HFR 27.
- Washington Future, capital bonds, funding allocation,  
study, \*HFR 102.
- Waste disposal, pollution, adequate controls, individual  
freedom, study, \*HFR 67.
- Whatcom county, western, transportation facilities needs  
study, \*HFR 12.
- Y.M.C.A. youth legislature, programs, commended,  
\*HFR 87.
- Zoning, variances, reapplication period, study, \*HFR 50.

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## FOOD:

Eggs, poultry products, premium coupons, permitted, \*HB 46, Ch. 104.  
 Hotels, restaurants, food, money, lodging, defrauding, penalties, Sub SB 386.  
 Packaged, dating, requirements, HB 30.  
 Sales, food stamps use, tax exempt, HB 571.  
 Tax, sales, senior citizens, exempt, HB 26.

## FORESTS AND FORESTRY:

Forest tax committee, membership, increased, \*SB 207, Ch. 148.  
 Taxes, timber, forest land, \*SB 207, Ch. 148.  
 Title only bills, HB 364, HB 396, HB 398, HB 458, HB 572.  
 Yacolt forest, account, high hazard forest area assessments, allocation, \*HB 527 VETOED.

## FRANCHISES:

Franchisors, certain, registration, HB 498.  
 Investment protection act, \*Sub HB 417, Ch. 116.  
 Investments, title only, HB 456.

## FRATERNAL ORGANIZATIONS:

Liquor license, class H, exclusionary, issuance prohibited, HB 284, HB 290.

## FRAUDS AND SWINDLES:

Telephone, telegraph service, fraudulent equipment use, \*Sub SB 100, Ch. 75.

## FREIGHT:

Motor, rates, temporary, publication, Sub HB 323.

## FRENCH, GEORGE A.:

Community college district 6 (Seattle), trustee, GA 24.

## FUEL:

Gasoline, octane rating number display, HB 134.  
 Motor vehicle, natural gas, propane, fleet users, tax exempt, \*HB 469, Ch. 135.  
 Motor vehicle, sales tax, revenue, public works projects, use provisions, HB 167.  
 Motor vehicle, sales, use tax, imposed, HB 184.  
 Motor vehicle, tax, ferry system use, HB 291, \*SB 152, Ch. 24.  
 Motor vehicle, tax, increased, no-fault insurance, state operated, allocation, HB 335.  
 Snowmobiles, tax refunds, provisions, Sub SB 270.  
 Tax, special, urban passenger transportation systems, \*HB 17, Ch. 49.  
 Trucks, garbage compactors, cement mixers, power take-off units, exemption provisions clarified, \*HB 221, Ch. 138 PV.

## FUNDS:

Capital projects, state, excess funds, \*SB 181, Ch. 64.

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Coastal protection, crude oil refining tax, HB 263.  
Disadvantaged, education programs, social and health services department, appropriation, HB 60.  
Insurance, state, fuel tax increased, state operated no-fault insurance purposes, HB 335.  
Interlocal cooperation, special fund, joint operating, \*SB 423, Ch. 81.  
Marine recreation land act, Indians, matching funds, HB 23, \*SB 3, Ch. 56.  
Motor vehicle, highways use, trails, paths establishment, HB 125, \*Sub SB 355, Ch. 103.  
Pension, assessments, title only, HB 393.  
School districts, state monthly apportionment schedule, HB 58, \*SB 45, Ch. 146.  
School districts, transportation equipment depreciation, reserve authorized, \*HB 33, Ch. 85.  
School, sweepstakes proceeds, current state fund deposit, HB 15.  
Sport salmon license, established, HB 337.  
Sport salmon license, freshwater, established, HB 477.  
State, local improvements revolving, title only, HB 439.  
State permanent, investment, federally insured loans, purchase, HB 259.  
Trade fair, state, transfer, general fund transfer provisions, \*HB 275, Ch. 93.  
Unemployment reduction, motor vehicle department, vehicle fuel sales tax revenue, HB 167.

**FURLOUGHS:**

Prisoners, acts, damage, state liability, \*SB 71, Ch. 72.

**FURMAN, JAMES:**

Western interstate higher education commission, member, GA 12.

**GAMBLING:**

Games of science, physical skill, conducted at civic centers, definition, excluded, HB 331.  
Lotteries, state, established, HB 127.  
Physical skill games, limitations, prizes, gross receipts, definition, excluded, \*Sub 411, Ch. 141 PV.  
Sweepstakes, state operated, authorized, HB 15.

**GARBAGE (See also WASTE DISPOSAL):**

Franchises, cities, towns, competing service, issuance, HB 450.  
Franchises, municipal service, new area, extension, terms, provisions, HB 419, Sub HB 323.  
School districts, licensing, operation provisions, exempt, SB 287, HB 450.  
Trucks, compactors, power take-off units, fuel tax exemption, \*HB 221, Ch. 138 PV.  
Trucks, gross weight limitations, HB 163.

**GARCIA, RAYMOND:**

Central Washington state college, trustee, GA 47.

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## GASOLINE:

Octane, rating number display, HB 134.

## GENERAL ADMINISTRATION DEPARTMENT:

State building, east capitol site, constructing,  
leasing, financing, Sub HB 514.

## GEOTHERMAL RESOURCES:

Act, natural resources department administration,  
HB 235.

Energy drilling, moratorium, \*HFR 34.

Energy resources, investigation, study, Sub HB 235.

## GOVERNOR:

Budget, executive, proposal, submission, HB 270.

Capital projects, state, excess funds transfer, \*SB 181,  
Ch. 64.

Executive request bills, HB 96, HB 112, HB 183, HB 184,  
HB 185, HB 186, HB 187, HB 188, HB 189, HB 190, HB  
226, HB 248, HB 290, HB 447, HB 553, HJR 65.

Joint rules, amended, adopted, \*HCR 5.

Joint session, state of the state address,

\*HCR 3.....pp. 34 - 42.

Legislature, adjourned sine die, notification,

\*SCR 18.....pp. 1386, 1388.

Legislature, joint session, message, \*HCR 2.

Legislature, notification of organization,

\*HCR 1.....pp. 10, 26.

Proclamation, convening 2nd ex. sess.....pp. 2 - 4.

Reprieves, commutations or pardons.....pp. 1345.

Vetoes, entire sections appropriations, limitations, SJR  
112.

Vetoes, 1971 session, reconsideration

by House.....pp 137-143, 166-170.

## GRANTS:

Cities, towns, federal grant-in-aid programs, HB 229.

## GREAGER, DR. OSWALD H.:

Thermal power plant site evaluation council, member, GA  
18.

## GROUP TRAINING HOMES:

Mentally retarded persons, cost care income, B & O tax  
exempt, \*Sub HB 414, Ch. 134.

## GUBERNATORIAL APPOINTMENTS:

Albrecht, Richard, higher education council, GA 7.

Aragon de Sherpo, Mrs. Theresa, Mexican-American affairs  
commission, GA 44.

Camacho, Dr. Zenaido, Mexican-American affairs  
commission, GA 45.

Capestany, Keo J., Mexican-American affairs commission,  
GA 48.

Cerna, Thomas Jr., Mexican-American affairs commission,  
GA 40.

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- Cervantes, Tino, Mexican-American affairs commission, GA 39.
- Duecy, George, community college education board, GA 3.
- Earley, Robert, horse racing commission, GA 11.
- French, George A., community college district 6, (Seattle) trustee, GA 24.
- Furnam, James, western interstate higher education commission, GA 12.
- Gamboa, Guadalupe, Mexican-American affairs commission, GA 46.
- Garcia, Raymond, central Washington state college, trustee, GA 47.
- Greager, Dr. Oswald H., thermal power plant site evaluation council, GA 18.
- Hammer, Melvin G., community college district 15 (Wenatchee Valley), trustee, GA 29.
- Hanson, Paul B., western Washington state college, trustee, GA 20.
- Harris, Ed, utilities and transportation commission, member, GA 35.
- Huntington, Steven J., community college district 20 (Walla Walla), trustee, GA 33.
- Kinville, Sam, personnel board, member, GA 36.
- Koss, Dr. George W., aeronautics commission, member, GA 1.
- Lewis, Carlton, higher education council, GA 5.
- Lokken, Harold E., Pacific Marine Fisheries Commission, GA 15.
- Lopez, Raymond, Mexican-American Affairs Commission, GA 37.
- Mancillas, Francisco, Mexican-American Affairs Commission, GA 38.
- Matheson, Donald M., community college district 11 (Fort Steilacoom), trustee, GA 26.
- McCurdy, James G., Parks and Recreation Commission, GA 16.
- Miller, Warren S., Community college district 11, (Fort Steilacoom), trustee, GA 27.
- Morgan, Mrs. Frances H., Canal Commission, \*\*GA 2.
- Mullin, Jack D., personnel board, GA 17.
- Parker, A. H., highway commission, member, GA 10.
- Peterson, Roy S., community college district 8 (Bellevue), trustee, GA 25.
- Peterson, Senator Ted, Pacific Marine Fisheries Commission, member, \*\*GA 14.
- Ream, Mrs. Joel S., highway commission, member, GA 9.
- Rickman, Paul, community college district 16 (Yakima Valley), trustee, GA 30.
- Roberts, David P., community college district 17 (Spokane), trustee, GA 31.
- Rosmond, Frederick B., community college district 1 (Peninsula), trustee, GA 21.
- Siegal, Arthur, community college district 6 (Seattle), trustee, GA 23.
- Smick, Bryant, community college district 17 (Spokane), trustee GA 32.

\* Indicates bill passed by both the House and Senate.

\*HFR Indicates resolution passed by House.

Springer, Robert O., community college district 22  
(Tacoma), trustee, GA 34.  
Terrell, Dr. Glenn, western interstate higher education  
commission, member, GA 13.  
Tijerina, Adan Farias, Mexican-American Affairs  
Commission, GA 41.  
Troup, John B., education personnel board, member, GA 8.  
Vacancies, reappointments, additional terms, senatorial  
confirmation, HB 256.  
Villaneueva, Tomas, Mexican-American Affairs Commission,  
member, GA 42.  
Warren, George, community college district 12  
(Centralia), trustee, GA 28.  
Williams, Walter B., higher education council member,  
\*\*GA 6.  
Winston, Robert W. Jr., Western Washington State  
College, trustee, GA 19.  
Woodward, John D., community college district 5  
(Everett-Edmonds), trustee, GA 22.  
Yanez, Martin, Mexican-American Affairs Commission,  
member, GA 43.

**HANDICAPPED AND DISABLED (See also MENTALLY ILL):**

Children, education program participation, HB 175.  
Disabled, developmentally, programs services, HB 443.  
Fishing licenses, aged, blind, free, HB 220.  
Physically, employment, discrimination prohibited,  
HB 473.  
Vocationally handicapped, public works employment,  
prevailing wage rate, exempt, \*HB 240, Ch. 91.  
Vocational rehabilitation, costs payment, funds  
authorized, \*HB 126, Ch. 15.

**HARBORS:**

Sinclair Inlet, line change authorized, \*SB 23, Ch. 69.

**HEALTH:**

Alcoholism, intoxication treatment, uniform act, \*Sub SB  
29, Ch. 122.  
Consumer definition, proprietary health agency, HB 276.  
Health care activities, nursing employees, collective  
bargaining, HB 502, \*SB 232, Ch. 156.  
Health care service contractors, agreements, HB 251.  
Industrial health and safety act, SB 169.  
Insurance, disability, health care, reduced benefits  
provisions prohibited, HB 499.  
Public, safety, welfare, title only, HB 429.  
Service facilities, construction, bonds issuance  
authorized, \*HB 190, Ch. 130.  
Tuberculosis hospital, services, county health district,  
contract provision, \*HB 521, Ch. 143 PV.

**HEALTH AND WELFARE PLANS:**

Insurance, disability, health care, reduced benefits  
provisions prohibited, HB 499.  
Teachers, retirees, group health insurance coverage,  
\*2nd Sub. SB 206, Ch. 147.

\* Indicates bill passed by both the House and Senate.

\*HFR Indicates resolution passed by House.

## HEARINGS:

Highways, location, design, federal hearings requirements, compliance, HB 230.  
Mosquito control districts, notice, publication only required, Sub. HB 111, \*SB 102, Ch. 62.  
Motor freight rates, temporary, publication, Sub HB 323.  
Motor vehicle operators, license denials, suspensions, hearing procedures amended, \*HB 38, Ch. 29.

## HIGHER EDUCATION:

Officers, employees, duties, failure to perform, tort claim funds, \*Sub SB 128, Ch. 23.  
Faculty salaries, comparison study, \*HFR 39.  
Loan programs study, \*HFR 14.

## HIGHWAY COMMISSION:

Title only, HB 489.  
Whatcom county, transportation facilities study, \*HFR 12.  
Zahn, George D., honored, monument erection, dedication, \*HCR 3.

## HIGHWAYS:

Automobiles, limited access highway use, regulated, passenger capacity basis, HB 156.  
Billboards, specific information panels, commission erection, authorized, HB 397.  
Eminent domain, damages, defined, HB 97.  
Ferries, Port Townsend-Keystone, toll bridge authority, operation authorized, \*HB 348, Ch. 44.  
Hitchhiking, certain areas, permitted, \*HB 223, Ch. 38.  
Location, federal hearings requirements, HB 230.  
Marine employees, members, per diem, expenses, HB 260.  
Motor vehicle funds, county allocation factor, \*Sub SB 355, Ch. 103.  
Noise emission, motor vehicles, department study, HB 27.  
No. 20, route, location, directions, redesignated, HB 501.  
Public transportation systems, bonds issuance authorized, Sub HB 188, \*Sub HB 324, Ch. 132.  
Rules of the road, motor vehicles, \*HB 150, Ch. 33.  
Traffic congestion, peak hours, study, \*HFR 18.  
Trails, paths, establishment, HB 125, \*Sub SB 355, Ch. 103.  
Transportation department created, powers, duties, HB 480.  
Tri-cities-Pullman route, study, \*HFR 64.

## HOLIDAYS:

Martin Luther King, birthday, school holiday, HB 168.  
Schools, obsolete code provision removed, HB 54.

## HOMESTEADS:

Probates, awards, family support, property value at time of award, \*SB 417, Ch. 80.

\* Indicates bill passed by both the House and Senate.

\*HFR Indicates resolution passed by House.

## HONOR CAMPS:

Prisoners, industrial insurance coverage, \*HB 243,  
Ch. 40.

## HOOD CANAL:

Bridge, equitable tolls, study, \*HFR 79.  
Bridge, title only, HB 570.

## HORSES:

Racing commission, membership, expanded, HB 252.  
Racing commission, membership increased, study, \*HFR 61.  
Racing, sweepstakes, state operated, HB 15.  
Trails, paths, highway motor vehicle funds, HB 125, \*Sub  
SB 355, Ch. 103.

## HOSPITALS:

Collective bargaining, labor regulations, HB 483.  
Construction, contracts, discriminatory practices  
prohibited, HB 374.  
Consumer, definition, proprietary health agency, HB 276.  
Nursing, employees, service personnel, collective  
bargaining, HB 502, \*SB 232, Ch. 156.  
Tuberculosis, district funds, \*HB 521, Ch. 143 PV.

## HOTELS:

Food, money, lodging, defrauding, crime, penalties, Sub.  
SB 386.

## HOUSE OF REPRESENTATIVES:

Appointments to Legislative Transportation Committee,  
\*HFR 101.....p. 1385.  
Bills, indefinitely postponed, \*HFR 103.....p. 1385.  
Employees' salaries, weekly payment, \*HFR 3.....p. 9.  
Members, oath of office.....p. 7.  
Members, roster from Secretary of State.....pp. 4-6.  
Members, statements of:  
Backstrom, Henry.....pp. 890, 1151.  
Barden, Paul.....p. 572.  
Brown, Arthur C.....p. 1289.  
Cunningham, Norwood.....pp. 576, 1298.  
Eikenberry, Kenneth O.....pp. 885, 1354.  
Farr, Caswell J.....p. 441.  
Gilleland, James E.....p. 1030.  
Gladder, Carlton A.....pp. 466, 694.  
Goldsworthy, Robert F.....p. 809.  
Hurley, Margaret.....p. 497.  
Jastad, Elmer.....p. 1203.  
Johnson, Doris.....p. 912.  
Julin, Axel C.....p. 1098.  
King, Richard A.....p. 766.  
Kopet, Jerry C.....p. 810.  
Luders, Edward T.....pp. 694, 1148, 1151.  
Lysen, King,.....pp. 651, 655.  
Moon, Charles.....p. 1374.  
Pardini, A. J.....pp. 509, 1161.  
Paris, William N.....pp. 804, 1086.  
Randall, Robert W.....p. 945.

\* Indicates bill passed by both the House and Senate.

\*HFR Indicates resolution passed by House.

Ross, Michael K.....	p. 813.
Wolf, Hal.....	p. 570.
Zimmerman, Harold S.....	pp. 55, 948.
Members, subsistence, warrants authorized, *HFR 3.....	p. 9.
Members, votes, explanation of:	
Chatalas, William "Bill", SHB 354.....	p. 784.
Hoggins, Dale E, HB 171.....	p. 390.
Ross, Michael K., HB 63.....	p. 392.
Smith, Warren, HJM 1.....	p. 117.
Organized, Governor notified.....	pp. 10, 26.
Organized, Senate notified, members appointed, *HFR 2.....	pp. 9, 10.
Rules, *HFR 1.....	p. 7, 9.
<u>Sine die:</u>	
Governor notified, *SCR 18.....	pp. 1386, 1388.
Members appointed.....	p. 1385.
Senate notified, *HFR 104.....	p. 1385.
Members appointed.....	p. 1385.
Standing committees, appointment changes.....	p. 103.
Standing committees, individual roster.....	p. 1491.

## HOUSING:

Colleges, private, faculty, employee, exemption repealed, HB 297.	
Division, community and planning affairs agency, created, duties, HB 447.	
Landlord, tenant, residential, act, Sub HB 217, HB 553.	
Public, title only, HB 360, HB 577.	

## IDENTIFICATION CARDS:

Felons, municipal issuance, Sub. HB 472.	
--	--

## INDIANS:

Marine recreation land act, matching funds, HB 23, *SB 3, Ch. 56.	
Public facilities, construction, economic assistance authority, loans, *SB 92, Ch. 117.	

## INDIGENTS:

Appeals, constitutionally guaranteed, court costs, state payment provision, *HB 177, Ch. 111.	
Juveniles, delinquents, crime defendants, court counsel, state provision, HB 40.	

## INDUSTRIAL INSURANCE:

Appeals, board decisions, local county court, attorney fees, *HB 20, Ch. 50.	
Appeals, evidence, decisions, HB 405.	
Child, dependent, definition change, *SB 246, Ch. 65.	
Death, disability benefits, study, *HFR 17.	
Employees, less than \$600 salary, coverage exempt, HB 490.	
Employment classes, delinquent employer payments, *HB 277, Ch. 43.	

\* Indicates bill passed by both the House and Senate.

\*HFR Indicates resolution passed by House.

Prisoners, state, industrial enterprises, honor camps, coverage, \*HB 243, Ch. 40.  
 Workmen's compensation, private insurance company coverage, authorized, HB 103.

## INDUSTRY:

Industrial health and safety act, SB 169.  
 Industrial welfare commission, membership, duties, changed, HB 219.  
 State credit, loan authorized, limitation, SJR 109.

## INHERITANCE:

Estate, deductions, nonprobate cases, \*SB 74, Ch. 73.

## INITIATIVES AND REFERENDUMS:

Campaign reporting act, election provision, HB 269, HB 431, \*HB 248, Ch. 98.  
 Community colleges, construction projects, bond issuance, \*Sub HB 381, Ch. 133.  
 Disposal facilities, construction, bond issuance, \*HB 186, Ch. 127.  
 Lobbyists, registration, regulations, \*Sub HB 341, Ch. 82,  
 Parks, recreation, public, bond issuance, \*HB 189, Ch. 129.  
 Public transportation systems, bond issuance, Sub. HB 188, \*Sub HB 324, Ch. 132.  
 Water supply facilities, bond issuance, \*HB 187, Ch. 128.

## INSTITUTIONS:

Commission established, HB 77.  
 Community correctional services, title only, HB 540.  
 Correctional, adult, inmates, college extension courses, tuition free, HB 518.  
 Correctional, officers, acknowledgements, oath administration, authorized, \*SB 68, Ch. 58.  
 Correctional, vocational educational programs, \*SB 296, Ch. 7.  
 Deaf school, state, trustee board created, HB 288.  
 Deaf school, state, trustee board created, social and health services secretary, \*Sub SB 96, Ch. 96 PV.  
 Department created, social and health services, HB 77.  
 Inmates, prison produced goods, vocational education programs, sale authorized, \*SB 296, Ch. 7.  
 Mental health records, confidentiality, HB 70.  
 Mental patients, state hospital, business affairs management, HB 181.  
 Prisoners, condemned, visitor restrictions, removed, HB 95.  
 Prisoners, confinement, minimum term, review provisions, \*SB 276, Ch. 67.  
 Prisoners, furloughed, acts, damage, state liability, \*SB 71, Ch. 72.  
 Prisoners, furloughs, local law enforcement agencies, notification, SB 25.

\* Indicates bill passed by both the House and Senate.

\*HFR Indicates resolution passed by House.

Prisoners, industrial enterprises, honor camps, industrial insurance coverage, \*HB 243, Ch. 40.  
Prisoners, minimum sentences, change, requirement revised, \*SB 312, Ch. 68.  
Prisoners, transfer to mental institutions, \*SB 82, Ch. 59.  
Social and health services progress report, study, \*HFR 57.  
State hospital, mentally ill, former patients, business affairs management, HB 181.

## INSURANCE (See also INDUSTRIAL INSURANCE):

Agents, B & O tax, exempted, HB 428.  
Automobiles, no-fault, HB 53.  
Automobiles, no-fault, state operated, HB 506.  
Colleges, officials, employees, duties, performance, failure, liability, \*Sub SB 128, Ch. 23.  
Disability, health care, duplicate coverage, HB 499.  
Discrimination, unfair practices, prohibited, SB 133.  
Group, life, ownership rights, HB 258.  
Group life policy, rights assignment, individual policy issuance, HB 65.  
Health care service contractors, agreements, HB 251.  
Industrial insurance, title only, HB 471, HB 503, HB 509, HB 564.  
Law enforcement, firefighters' system, negligence actions, employee injury, death, immune, HB 52.  
Mortgages, industrial, economic assistance authority, \*SB 92, Ch. 117.  
Mortgages, industrial, regional economic development authority, Sub HB 183.  
Motor vehicle, uninsured coverage, bodily injury, death, limitation removed, HB 388.  
Motor vehicle, violations, record abstract, insurance company availability, HB 75.  
No-fault, motor vehicle, HB 53, HB 335, HB 506.  
Outdoor music festivals, liability, HB 215, Sub SB 151, \*Sub HB 14, Ch. 123.  
School districts, directors, liability insurance, \*Sub HB 413, Ch. 142 PV.  
School districts, employees, district contribution requirement, HB 573.  
Schools, property, training program, HCR 7.  
State employees, programs, expanded, HB 555.  
Teachers, retirees, group health coverage, retirement system, \*2nd Sub. SB 206, Ch. 147.  
Trust funds, insurance acquisition, life of beneficiary, use permitted, HB 108.  
Variable annuity contracts, terms, changes, HB 258.  
Workmen's compensation, private insurance company coverage, HB 103.

## INTEREST AND USURY:

Property, real, taxes, delinquent, interest rate increased, HB 531.  
School district, investment temporary cash surplus, earned interest, HB 58, \*SB 45, Ch. 146.

\* Indicates bill passed by both the House and Senate.

\*HFR Indicates resolution passed by House.

Taxes, property, delinquent, payment, interest  
apportionment, school districts, HB 203,

**INTERPRETERS:**

Court proceedings, non-English speaking individuals,  
appointment provisions, SB 80, HB 145.

**INVENTORIES:**

Tax, business, exempt, HB 16.

**INVESTMENTS:**

Community development projects, bank investments, title  
only, HB 409.

Franchises, investment protection act, \*Sub HB 417, Ch.  
116.

School districts, temporary cash surplus, HB 58, \*SB 45,  
Ch. 146.

State board, title only, HB 517.

State permanent, investment, federally insured loans,  
purchase, HB 259.

Stock transfer, excise tax imposed, HB 174.

Tax deferrals, economic assistance authority, \*SB 92,  
Ch. 117.

Tax deferrals, regional economic development authority,  
Sub HB 183.

**IRRIGATION:**

Districts, rights-of-way, abandoned, adjoining owners,  
sale provisions, HB 110.

**JEFFERSON COUNTY:**

Superior court, Clallam-Jefferson county joint district,  
number increased, HB 232.

**JOINT COMMITTEE ON EDUCATION:**

General education degrees, students under 18, study,  
\*HFR 72.

Joint school districts laws, study, \*HFR 19.

Prisoner education study, \*HFR 24.

School board members, laws, study, \*HFR 40.

School district decentralization study, \*HFR 35.

School district organization, study, \*HFR 20.

School personnel, classroom instruction, requirements,  
study, \*HFR 36.

Student exchange program, study, \*HFR 89.

Student participation, campus governance, \*HFR 76.

Teacher education, budgeting system, study, \*HFR 54.

Teachers, professional negotiations, study, \*HFR 53.

Teachers, supply and demand problem, study, \*HFR 42.

Teacher training program, study, \*HFR 71.

**JOINT SESSION:**

Governor's state of the state address.....pp. 34-42.

**JUDGES:**

Chief justices, conference, Seattle, \*HCR 19.

Higher courts, salaries, HB 71, HB 302, \*SB 27, Ch. 100.

\* Indicates bill passed by both the House and Senate.

\*HFR Indicates resolution passed by House.

Insurance, state employees program, HB 555.  
Justice courts, candidacy eligibility, SB 54.  
Justice courts, full time, salaries, \*SB 27, Ch. 100.  
Justice courts, part time to full time, population requirement repealed, SB 54.  
Retirement, limited jurisdiction, coverage extended, HB 300.  
Superior court, Clallam-Jefferson joint district, number increased, HB 232.  
Superior court, filing fees increases, HB 122, \*SB 90, Ch. 20.  
Superior court, Mason, Thurston, additional, title only, HB 399.  
Superior court, Stevens county, number reduced, SB 54.

**JURIES AND JURORS:**

Juries, 6 or 12 member, provisions, \*SB 56, Ch. 57.  
Jurors, unemployed, unemployment compensation, HB 286.

**JUSTICE COURTS:**

Countries, provisions, all included, SB 54.  
Judges, candidacy eligibility, previous service provision, repealed, SB 54.  
Judges, full time, salaries increased, \*SB 27, Ch. 100.  
Marriages, ceremony performance, daily hours limitation provisions, \*SB 27, Ch. 100.

**JUVENILES (See also YOUTH):**

Court hearings, criminal charges, publicity, open hearings, HB 197.  
Delinquent, court counsel, state provision, HB 40.  
Indigent, habeas corpus petitioner, attorney appointment, state payment, \*HB 177, Ch. 111.  
Public social services, recipients, age 18-20, HB 301.

**KEYSTONE:**

Ferry, Port Townsend-Keystone, toll bridge authority, \*HB 348, Ch. 44.

**KIDNEY CENTERS:**

Local, state support, appropriation, \*Sub HB 112, Ch. 155 pv.

**KINDERGARTEN:**

Annual term, minimum days, \*HB 90, Ch. 105.

**KING, MARTIN LUTHER, JR.:**

Birthday, school holiday, HB 168.

**KITSAP COUNTY:**

Sinclair Inlet, harbor line, \*SB 23, Ch. 69.

**KLONDIKE:**

Commission created, membership, Sub HB 460.  
Commission, title only, HB 470.

\* Indicates bill passed by both the House and Senate.  
\*HFR Indicates resolution passed by House.

## LABOR:

Hospitals, collective bargaining, HB 483.  
Labor relations act, state, HB 170, SB 185.  
Unions, strikers, general assistance, HB 231.

## LABOR AND INDUSTRIES:

Department, hospitals, regulations, HB 483.  
Department, industrial health and safety act, SB 169.  
Department, ski lifts, safety, HB 262.  
Explosives, users, purchasers, license, \*HB 159, Ch. 88.  
Hot water heaters, pressure system requirements, \*HB 79,  
Ch. 86,  
Industrial welfare commission, HB 219.  
Mining safety division abolished, HB 157.  
Plumbers, licensing, regulation, HB 253.

## LAND:

Agricultural, farm, timber, valuation, open space, Sub.  
SB 397, Sub HB 354.  
Agricultural, valuation, tax purposes, HB 422.  
Forest, title only, HB 458.  
Marine recreation act, Indians, HB 23, \*SB 3, Ch. 56.  
Mortgages, real estate contracts, \*HB 155, Ch. 34.  
Property, real, owner's rights, public use, HB 265.  
Public, livestock trespass, penalties, HB 32.  
Public, utility purpose, adverse possession, HB 294.  
Purchasers, protection, study, \*HFR 37.  
Reclamation procedures, provisions updated, \*HB 34,  
Ch. 51.  
Recreation land development act, Sub HB 296.  
Residential, value diminution, highway construction,  
study, \*HFR 69.  
Settlement, act repealed, \*HB 35, Ch. 52.  
State, private leases, long term, study, \*HFR 85.  
Tax title lands, public use, management, county  
authority, \*Sub SB 412, Ch. 150.  
Trust, park purposes sales, valuation provisions  
repealed, HB 171.  
Use planning commission, lay members, \*HB 158, Ch. 110.  
Zoning, use variance, HB 135.

## LANDLORDS AND TENANTS:

Landlord-tenant, title only, HB 545.  
Personal representative, rent due, HB 349.  
Rental deposits, trust account deposit, HB 7.  
Residential landlord-tenant act, Sub HB 217, HB 553.

## LANGUAGES:

Court proceedings, interpreters, SB 80, HB 145.

## LAW ENFORCEMENT OFFICERS:

Checks, dishonored, police collection costs, HB 516.  
Controlled substances, special agents, HB 523.  
Employers, insurance system members, HB 52.  
Outdoor music festivals, \*Sub HB 14, Ch. 123.  
Peace officer, killing, injuring, crime, HB 494.  
Police, firearms purchase, waiting period waived, HB 78.

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\*HFR Indicates resolution passed by House.

Prisoners, furloughs, local agencies, notification,  
SB 25.  
Retirement system, general revisions, \*Sub HB 261, Ch.  
131.

## LEASES:

Intergovernmental transfers, noncompliance, \*Sub SB 272,  
Ch. 95.  
Landlord, tenant, residential act, Sub HB 217, HB 553.  
Property, title only, HB 321.

## LEAVES AND SABBATICALS:

School employees, 80-day accumulation, retirement  
credit, HB 242.  
Sick leave, accumulated, terminated school employees,  
compensation, HB 165.

## LEGAL AID:

Counties, provision, alternate methods authorized, \*HB  
147, Ch. 109.

## LEGISLATIVE BILLS:

Indefinite postponement, \*HFR 103.  
Introduction, consideration, time limit, \*SCF 2.  
Redistricting measures, time limitation, \*SCR 2.

## LEGISLATIVE BUDGET COMMITTEE:

Data processing service center, study, \*HFR 60.  
Property tax laws, study, \*HFR 83.  
Public employees' retirement systems, study continued,  
HCR 10.  
Roads, state recreational land, gas tax use, study, \*HFR  
75.  
School buses, propane, study, \*HFR 78.

## LEGISLATIVE COUNCIL:

Animal technicians, regulations, study, \*HFR 91.  
Barbering, beauty culture, statutory reform, study, \*HFR  
52.  
Beverage containers, refund requirement, study, \*HFR 70.  
Bicycle paths and walkways, need study, \*HFR 27.  
Collective bargaining, hospitals, study, \*HFR 16.  
County classification, study, \*HFR 74.  
County deputy assessor salary schedules, study, \*HFR 13.  
Crime victims, compensation, study, \*HFR 30.  
Crude petroleum, manufacturing tax, study, \*HFR 62.  
Data processing service center, study, \*HFR 60.  
Deschutes River and Capitol Lake, pollution study, \*HFR  
88.  
Education, professional negotiations, collective  
bargaining study, \*HFR 22.  
Executive conflict of interest act, study, \*HFR 66.  
Geothermal resources, investigation, study, Sub HB 235.  
Horse racing commission, membership increased, study,  
HFR 61.  
Industrial insurance, benefits, study, \*HFR 17.

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\*HFR Indicates resolution passed by House.

Institutions, social and health services progress report, study, \*HFR 57.  
 Land purchasers, protection study, \*HFR 37.  
 Livestock identification, study, \*HFR 7.  
 Local sales tax, distribution, study, \*HFR 84.  
 Male employees, continuous work hours, study, \*HFR 73.  
 Marine research laboratories need, sites, study, \*HFR 92.  
 Packaged foods, dating, study, \*HFR 15.  
 Payroll accounting system, study, \*HFR 29.  
 Plumbers, uniform licensing code, study, \*HFR 97.  
 Police, drugs, investigation, jurisdiction, study, \*HFR 77.  
 Port districts, laws, study, \*HFR 65.  
 Port sites, deep-draft availability, study, \*HFR 82.  
 Proprietary schools, study, \*HFR 47.  
 Public employment program, study, \*HFR 48.  
 Public land, administration, operation, study, \*HFR 95.  
 Puget Sound pilots, study, \*HFR 68.  
 Regional geopolitical areas, study, \*HFR 58.  
 Residential land, value diminution, highway construction, study, \*HFR 69.  
 Sewer facilities, tax incentives, study, \*HFR 90.  
 Small business tax credit study, \*HFR 33.  
 State employees, lobbying regulation, study, \*HFR 63.  
 State lands, private leases, study, \*HFR 85.  
 State water districts study, \*HFR 6.  
 Superior court judges, workload equalization, study, \*HFR 31.  
 Tax title land, disposition, study, \*HFR 9.  
 Teachers, certain, governmental operations, feasibility study, SCR 6.  
 Timber, yield tax, land values, study, \*HFR 81.  
 Traffic offenses, minors, study, \*HFR 46.  
 Washington Future Capital Bonds, funding, study, \*HFR 102.  
 Waste disposal and pollution study, \*HFR 67.  
 Zoning variances, land owner reapplication, study, \*HFR 50.

#### LEGISLATIVE DISTRICTS:

Redistricted, HB 115.  
 Redistricting, title only, HB 115, HB 116, HB 118, HB 119, HB 132.

#### LEGISLATORS:

Clerical help, interim periods, employment authorized, HB 370.  
 Congressmen, Washington state, financial interests, written disclosure, required, SB 18.  
 Legislative leaders, national conference, 1973 Seattle convention, invitation, \*HCR 13.  
 Terms, 12-year limitation, HB 131.

#### LEGISLATURE:

Adjournment sine die, 2nd ex. sess., notification to Governor, \*SCR 18.

\* Indicates bill passed by both the House and Senate.  
 \*HFR Indicates resolution passed by House.

Annual sessions, 90/60 days, HJR 65.

Bills, consideration, certain matters, time extended,  
\*SCR 10.

Bills, measures, introduction, consideration, time  
limitation, \*SCR 2.

Conference reports, EHB 143 consideration, time  
suspended, \*SCR 11.

Conference reports, EHB 177 consideration, time  
suspended, \*SCR 17.

Conference reports, EHB 221 consideration, time  
suspended, \*SCR 13.

Conference reports, ESB 27 consideration, time  
suspended, \*HCR 23.

Conference reports, ESB 4 consideration, time suspended,  
\*HCR 24.

Conference reports, HB 289 consideration, time  
suspended, \*SCR 15.

Conference reports, RESB 92 consideration, time  
suspended, \*HCR 22.

Conference reports, SB 173 consideration, time  
suspended, \*HCR 21.

Conference reports, SHB 29 consideration, time  
suspended, \*SCR 11.

Conference reports, SHB 411 consideration, time  
suspended, \*SCR 14.

Conference reports, SHB 413 consideration, time  
suspended, \*SCR 16.

Conference reports, SSB 355 consideration, time  
suspended, \*HCR 26.

Expenses, certificates, authorized, counter signatures,  
HB 558.

Free conference reports, deletion, changes, \*SCR 9.

Gubernatorial reappointments, additional terms, HB 256.

House business, closing, expenses, etc.,  
\*HFR 100.....p. 1381.

House, members, employees, payment provisions,  
\*HFR 3.....p. 9.

Joint session, 2nd ex. sess., governor's message,  
\*HCR 2.....p. 34.

Journal, printing, form, requirements revised, \*HB 12,  
Ch. 1.

Legislators, terms, 12-year limitation, HB 131.

Lobbyists, registration, regulation, HB 341, \*Sub HB  
341, Ch. 82.

Organized, 2nd ex. sess., notification to governor,  
\*HCR 1.....pp 10,26.

Organized, notification to Senate, \*HFR 2.....p. 9.

Redistricted, HB 115.

Redistricting measures, consideration, time limitation,  
\*SCR 2.

Regents, trustees, availability to legislature, HB 283.

Session, duration, 40-day limit, \*SCR 2.

Session, duration, 41-day limit, \*HCR 25.

Session, duration, 42-day limit, \*HCR 27.

Session, duration, 43-day limit, \*HCR 28.

Session, duration, 44-day limit, \*HCR 29.

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\*HFR Indicates resolution passed by House.

## LEVIES:

Study commission, special temporary, school programs, obsolete code provision removed, HB 55, \*SB 47, Ch. 2.

## LIABILITY:

Accident victims, emergency aid, without remuneration, limitation, HB 3.  
 Blood samples withdrawal, motor vehicle implied consent purposes, HB 149.  
 Colleges, officials, employees, performance, failure, \*Sub SB 128, Ch. 23.  
 Law enforcement, firefighters system, negligence actions, employee injury, death, HB 52.  
 Prisoners, furloughed, acts, damage, state, \*SB 71, Ch. 72.  
 School districts, directors, performance, failure, insurance, \*Sub HB 413, Ch. 142 PV.

## LIBRARIES:

Public, certain materials, publications sale authorized, \*HB 237, Ch. 90.

## LICENSES:

Alcoholic beverages, classifications, HB 207.  
 Ballrooms, liquor service, issuance, HB 206.  
 Banks, trusts, savings and loans, business tax, HB 343, \*Sub HB 414, Ch. 134.  
 Dentists, conditional, state institution practice purposes, issuance provisions, Sub HB 429.  
 Embalmers, denial, prior crime convictions, \*SB 50, Ch. 120.  
 Explosives, users, purchasers, \*HB 159, Ch. 88.  
 Felons, various licenses, issuance denial, HB 496.  
 Fishing, aged, blind, disabled, free, HB 220.  
 Fishing, food, shellfish, Canadians, personal use, Sub. SB 200.  
 Liquor, class H, exclusionary clubs, HB 284, HB 290.  
 Loan companies, small, minimum liquid assets, amounts increased, HB 154.  
 Motor vehicle, blind, disabled, free, \*SB 84, Ch. 60.  
 Motor vehicle operators, denials, suspensions, hearings, \*HB 38, Ch. 29.  
 Motor vehicle operators, minors, unable to take driver training course, \*SB 63, Ch. 71.  
 Motor vehicle plates, motor homes, \*SB 13, Ch. 99.  
 Plumbers, certification, regulation, HB 253.  
 Real estate, general revisions, \*HB 228, Ch. 139 PV.  
 Salmon, commercial fishing, limitation, HB 249.  
 Salmon, fishing, nonresident personal use, HB 477.  
 Salmon, personal use, HB 337.  
 Spray rigs, special mobile equipment, \*SB 88, Ch. 5.  
 Veterans, blind, disabled, motor vehicle, free, \*SB 84, Ch. 60.

## LIENS:

Child support, public assistance debt, Sub HB 542.

\* Indicates bill passed by both the House and Senate.

\*HFR Indicates resolution passed by House.

Crops, title only, HB 548.  
Landlord, rent due, personal property, HB 349.  
Tax satisfaction, erroneous property sale, HB 13.

**LIGHTS:**

Railroads, amber, title only, HB 574.

**LIQUOR CONTROL BOARD (See also ALCOHOLIC BEVERAGES):**

Act provisions, age requirements reduced, HB 169.  
Alcoholic beverages, sale, private industry, HB 222.

**LITTER:**

Assessment, manufacturers, retailers, \*Sub HB 426, Ch. 55.  
Control, title only, HB 426.

**LOANS:**

Companies, small, license, application fees, HB 154.  
Higher education assistance agency, created, HB 412.  
Out-of-state, non-Washington residents, transfer, legality, study, \*HFR 99.  
Student, guaranteed, public employees' retirement system, investment permitted, HB 268.  
Students, educational purposes, savings and loan associations, \*HB 266, Ch. 42.  
Students, vocational education, guaranteed, state finance committee, investment permitted, \*Sub HB 272, Ch.92.

**LOBBYISTS AND LOBBYING:**

Registration, regulations, \*Sub HB 341, Ch. 82.  
Title only, HB 322, HB 459.

**LOCAL IMPROVEMENT DISTRICTS:**

Assessment, property owner notification, \*HB 130, Ch. 137 PV.  
Procedures, general revisions, HB 421.  
Sewer, sales tax exempt, HB 350.

**LOTTERIES:**

State, established, HB 127.  
State, prohibition repeal approval, sweepstakes, HB 15.

**MACHINES AND MACHINERY:**

Components, agricultural purposes, HB 64.

**MARINE RECREATION LAND:**

Indians, land act, matching funds, HB 23,\*SB 3, Ch. 56.  
Research, laboratories, need, site, study, \*HFR 92.

**MARRIAGES:**

Justices of peace, full time, \*SB 27, Ch.100.  
Marriage dissolutions, general provisions, HB 18.  
Married persons, rights, \*HB 143, Ch. 108.  
Rights, equality, regardless of sex, \*HJR 61.

\* Indicates bill passed by both the House and Senate.  
\*HFR Indicates resolution passed by House.

**MASON COUNTY:**

Judges, superior court, Mason, Thurston, HB 399.

**MASS TRANSIT (See TRANSPORTATION, also TRANSIT SYSTEMS):**

Research, planning county tax revenue, HB 340.  
Urban passenger systems, special fuel tax, \*HB 17,  
Ch. 49.

**MAYORS:**

Cities, 1st class, 4-year terms, HB 172.

**MEAT AND MEAT PRODUCTS:**

Inspection, title only, HB 352.

**MEDICAL EXAMINERS:**

Counties, 4th class, HB 148.

**MEDICINE:**

Ambulance service, licensing, HB 298.  
Court probationers, unpaid, medical aid coverage, HB 28.  
Nursing home patients, public assistance recipients,  
medical need certificate, HB 68.  
Tax, sales, senior citizens, exempt, HB 26.

**MEMORIALS:**

Dock strike, petition to Congress to prevent west coast  
strike, HJM 1.  
Environmental protection agency, federal, state ecology  
department, cooperation, \*SJM 2.  
Public assistance recipients, public service employment,  
federal law petitioned, HJM 5.  
Redistricting, to be done by Master, HJM 6.  
San Juan Islands, dispute, peaceful arbitration,  
centennial commemoration petitioned, \*HJM 4.  
Title only, Alpine Lakes, HJM 3.  
Western regional short-haul air transportation compact,  
establishment petitioned, \*HJM 2.

**MENTALLY ILL AND RETARDED (See also HANDICAPPED):**

Criminally insane, discharge, HB 361.  
Group training homes, care cost income, B & O tax  
exempt, \*Sub HB 414, Ch. 134.  
Mental health records, confidentiality, HB 70.  
Mentally retarded, guardianship, title only, HB 346.  
Mental patients, state hospital, discharged, business  
affairs management, HB 181.  
Mental patients, title only, HB 406.  
Prisoners, correctional institutions, transfer to mental  
institutions, \*SB 82, Ch. 59.  
Vocationally handicapped, public works employment,  
prevailing wage rate, exempt, \*HB 240, Ch. 91.

**METHADONE:**

Program, statewide, appropriation, \*Sub HB 112, Ch. 155  
PV.

\* Indicates bill passed by both the House and Senate.

\*HFR Indicates resolution passed by House.

**MEXICAN-AMERICAN AFFAIRS COMMISSION:**

Aragon de Sherpo, Mrs. Theresa, member, GA 44.  
Camacho, Dr. Zenaido, member, GA 45.  
Capestany, Keo J., member, GA 48.  
Cerna, Thomas Jr., member, GA 40.  
Cervantes, Tino, member, GA 39.  
Gamboa, Guadalupe, member, GA 46.  
Lopez, Raymond, member GA 37.  
Mancillas, Francisco, member, GA 38.  
Tijerina, Adan Farias, member, GA 41.  
Villaneueva, Tomas, member, GA 42.  
Yanez, Martin, member, GA 43.

**MILITARY (See also VETERANS):**

Service voters, absentees, balloting, SB 124, HB 173.  
Students, reservation residents, Sub HB 106, \*SB 163,  
Ch. 63.  
Veterans, higher education employees, HB 74.  
Veterans, public employment, preference, SB 34, HB 73.  
Veterans, Viet Nam, bonus, payment, HB 19.  
Vocational rehabilitation, costs payment, federal, \*HB  
126, Ch. 15.  
War prisoners, missing in action, estate, sale,  
transfers, court petition, SB 260.  
War prisoners, missing in action, southeast Asia,  
children tuition-free education, HB 2, \*SB 15, Ch.  
17.  
War prisoners, missing in action, wives, community  
property manager, appointment, \*HB 9, Ch. 83.  
War, undeclared, foreign lands, Washington residents,  
service forbidden, HB 176.

**MINES AND MINING:**

Geothermal resources, investigation, study, Sub HB 235.  
Mining board, state, abolished, HB 157.

**MINORS (See also YOUTH):**

Child abuse, case records, availability, \*HB 468,  
Ch. 46.  
Child, dependent, definition, ADC purposes, HB 204.  
Contraceptives, furnishing, physician's services, SB 91.  
Driver license, unable to take driver training course,  
\*SB 63, Ch. 71.  
Gifts, title only, HB 466.  
Public social services, recipients, age 18-20, HB 301.

**MOBILE HOMES AND MOTOR HOMES:**

Dealers, license plates, provisions, \*SB 13, Ch. 99.  
Taxes, exempt, campers, mobile homes, SB 99.  
Taxes, real property, senior citizens exempt, \*HB 140,  
Ch. 126.

**MORTGAGES:**

Payments, unemployed persons, economic distress areas,  
payment deferral provisions, HB 358.  
Real estate, contracts, relocation assistance, \*HB 155,  
Ch. 34.

\* Indicates bill passed by both the House and Senate.

\*HFR Indicates resolution passed by House.

## MOSQUITO CONTROL DISTRICTS:

Hearings, assessments, notice, publication only, Sub HB 111, \*SB 102, Ch. 62.

## MOTORCYCLES AND MOTORBIKES:

Noise, limit levels, HB 27.

## MOTOR FREIGHT:

Commercial zones, special, rates, carrier operation, HB 233, \*SB 111, Ch. 22.

## MOTOR VEHICLES (See also TRUCKS AND TRACTORS):

Accidents, citations, grounds basis, HB 238.

All-terrain vehicles act, \*Sub HB 29, Ch. 153.

All-terrain vehicles, registration fees, credit toward 1972, HB 402.

All-terrain vehicles, registration, highway use, HB 51.

Ambulances, system, counties, \*HB 210, Ch. 89.

Automotive repair responsibility act, HB 162.

Beaches, shores, certain traffic prohibited, HB 283.

Bumpers, safety, rubber, installation requirement, HB 161.

Buses, school, loaded, unloaded, railroad crossings, stop required, HB 11.

Department, conditional dentist licenses, issuance, Sub HB 429.

Department, registered contractors, annual list, \*HB 194, Ch. 118.

Driver license, minors, unable to take driver training course, \*SB 63, Ch. 71.

Fuel, sales tax, public works projects, HB 167.

Fuel, sales, use tax, imposed, HB 184.

Fuel, special, dealer, user, fuel tax assessments, hearing, notice, \*HB 221, Ch. 138 PV.

Fuel, tax, ferry system use, HB 291, \*SB 152, Ch. 24.

Funds, bicycle, pedestrian, equestrian trails, highway motor vehicle funds use, HB 125, \*Sub SB 355, Ch. 103.

Gasoline, octane, rating display, HB 134.

Highways, limited access, use regulation, automobile passenger capacity basis, HB 156.

License plates, motor home dealers, \*SB 13, Ch. 99.

Licenses, driver, denials, suspensions, hearing procedures, \*HB 38, Ch. 29.

Licenses, spray rigs, special mobile equipment classification, \*SB 88, Ch. 5.

Motor freight carriers, special commercial zones, HB 233, \*SB 111, Ch. 22.

No-fault insurance, provisions, HB 53.

No-fault insurance, state operated, HB 506.

Noise, limit levels, established, HB 27.

Odometers, mileage reading, owner certificate inscription, sales requirements, HB 250, \*SB 13, Ch. 99.

Operators, implied consent purposes, blood sample withdrawals, medical personnel, liability exempt, HB 149.

\* Indicates bill passed by both the House and Senate.

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Operators, under influence controlled substance, jail sentences increased, HB 525.  
Parking, overtime, public lots, impounding, HB 372.  
Rules of the road, general revision, \*HB 150, Ch. 33.  
Rules of the road, hitchhiking, \*HB 223, Ch. 38.  
Smoke, discharge, amounts, \*HB 469, Ch. 135.  
Spray rigs, special mobile equipment, \*SB 88, Ch. 5.  
Taxes, excise, double amendments corrected, \*HB 86, Ch. 87.  
Title only, HB 383, HB 392, HB 562.  
Tow trucks, operators, regulation, HB 236.  
Uninsured, insurance, bodily injury, death, HB 388.  
Veterans, blind, disabled, free licenses, \*SB 84, Ch. 60.  
Violations, record abstract, insurance company availability provision, HB 75.

**MUNICIPAL COURTS:**

Departments, additional, creation authorized, \*HB 133, Ch. 32.

**MUSIC FESTIVALS (OUTDOOR):**

Bonds, surety, insurance, Sub SB 151, HB 215, \*Sub HB 14, Ch. 123.

**NATURAL RESOURCES:**

Department, state land, economic development, SB 427.  
Department, title only, HB 362.  
Department, wood debris, state tidal waters, removal, contracts, HB 280, HB 550.  
Environmental quality, protection, rights, HB 226.  
Geothermal resources, investigation, study, Sub HB 235.  
Natural area preserves, state system, \*HB 482, Ch. 119.  
Recreation, outdoor, title only, HB 356.  
Water, potable supply, public property, department eminent domain power, Sub HB 363.

**NEGLIGENCE:**

Law enforcement, firefighters' system, employee injury, death, immune, HB 52.

**NEGOTIATIONS:**

Principals, superintendents, professional negotiations act, HB 4.

**NEWS MEDIA:**

Newspapers, foreign languages, election notice, HB 512.  
Sonics, protection, title only, HB 367.

**NISQUALLY DELTA:**

River basin, department, planning and community affairs department, division created, HB 375.

**NOISE:**

Control, environmental act, HB 546.  
Motor vehicles, limit levels, HB 27.

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**NUCLEAR ENERGY AND FACILITIES:**

- Nuclear energy and radiation advisory council, renamed, science and technology, HB 66.
- Nuclear fuel assemblies, demonstration plant, sales, use, tax exempt, HB 246.

**NURSES AND NURSING:**

- Blood sample withdrawal, motor vehicle implied consent purposes, liability exempt, HB 149.
- Health care activities, collective bargaining, HB 502, \*SB 232, Ch. 156.

**NURSING HOMES:**

- Consumer, definition, proprietary health agency, HB 276.
- Patients, public assistance recipients, HB 68.
- Public assistance recipients, per diem rates, \*Sub HB 112, Ch. 155 PV.
- Title only, HB 442, HB 443.

**OATHS:**

- Correctional officers, administration, \*SB 68, Ch. 58.
- School district officers, filing procedures, \*HB 56, Ch. 3.

**OCEAN:**

- Jurisdiction, twelve-mile zone and continental shelf, study, \*HFR 49.
- Vehicular traffic, certain beaches, shores, prohibited, HB 283.

**OPEN MEETINGS:**

- Public agencies, collective bargaining, HB 50.

**OPEN SPACE:**

- Land, agricultural, farm, timber, valuation for use, Sub SB 397, Sub HB 354.

**OUTDOOR RECREATION INTERAGENCY COMMITTEE:**

- Parks, recreation, public, improvement, bonds issuance authorized, \*HB 189, Ch. 129.

**PACKAGES AND PACKAGING:**

- Food, dating, requirements, HB 30.
- Food, dating, study, \*HFR 15.

**PARENTS:**

- Child, death, injury, actions, regardless of child's age, HB 440.
- Children, death, injury, special rights of action, HB 39.
- Children, divorce, visitation rights, HB 200.

**PARKING:**

- Overtime, public lots, impounding, HB 372.

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**PARKS AND RECREATION:**

Bonds, revenue, counties, facilities acquisition, \*SB 263, Ch. 94.  
Camping clubs, permits required, \*HB 98, Ch. 106.  
Department, vehicular traffic, beaches, HB 283.  
Fees, entrance, daytime use, state parks, SB 7, HB 180, HB 271.  
Natural area preserves, state system, \*HB 482, Ch. 119.  
Public, bonds issuance authorized, \*HB 189, Ch. 129.  
Recreational facilities, counties, bonds issuance authorized, \*SB 263, Ch. 94.  
Trust lands, park purpose sales, HB 171.

**PARTNERSHIPS:**

Limited partner, powers, SB 131, \*HB 241, Ch. 113.

**PAWNBROKERS:**

Stolen goods, owner recovery, attorney fees, costs, \*HB 289, Ch. 114.  
Stolen goods, recovery, property interest, SB 161.

**PAYROLLS:**

Accounting, overall unified system, pilot program, study, \*HFR 29.  
School employees, deductions, employee, union organizations, SB 184, \*HB 234, Ch. 39.  
Unified system, state, demonstration project, HB 373.

**PEDESTRIANS:**

Hitchhiking, certain roads, highways, \*HB 223, Ch. 38.  
Trails, paths, highway motor vehicle funds, use provisions, HB 125, \*Sub SB 355, Ch. 103.

**PENSIONS (See also RETIREMENT):**

Firemen, municipal boards, mayor's duties, HB 519.  
Funds, assessments, title only, HB 393.  
Inheritance, public pension benefits, tax exempt, HB 292.  
Law enforcement, firefighters' system, \*Sub HB 261, Ch. 131.  
Law enforcement officers, outdoor music festival employees, injuries, \*Sub HB 14, Ch. 123.  
Police, fund board duties, 1st class cities, mayor's designated representative, HB 475.  
Public, employee, certain retirement systems, HB 255.  
Public employees, plans, tax deferred annuities, \*SB 62, Ch. 19.  
Public employees, 25 years service, military service credit, Sub HB 347, \*Sub SB 438, Ch. 151 PV.  
Public officials, certain teachers retirement system, \*2nd Sub SB 206, Ch. 147.  
School district employees, pension, annuity benefits, HB 89.  
School district employees, pension, annuity plans, private, \*SB 414, Ch. 27.  
Teachers retirement system, \*2nd Sub SB 206, Ch. 147.  
Unemployment compensation, benefits, HB 369.

\* Indicates bill passed by both the House and Senate.

\*HFR Indicates resolution passed by House.

## PER DIEM:

Boards, commissions, uniform per diem allowance, HB 62.  
Land use planning, lay members, \*HB 158, Ch. 110.  
Marine employees commission, provisions, HB 260.  
Public assistance recipients, rates, \*Sub HB 112, Ch.  
155 PV.

## PERMITS:

All-terrain vehicles, use, \*Sub HB 29, Ch. 153.  
Burning, leaves, householders, permits not required, SB  
112.  
Camping clubs, required, \*HB 98, Ch. 106.  
Sewerage systems, municipal, operation, \*HB 279,  
Ch. 140 PV.  
Shorelines projects, applications, acceptance,  
rejection, time limit, SB 72.  
Water, conditional, temporary, issuance authorized, HB  
146.

## PERSONNEL BOARD:

Hearings officers, appeals, HB 436.

## PESTICIDES:

Pest control consultant, HB 295.

## PETROLEUM:

Crude oil, refining, tax levied, HB 263.  
Transportation, waterborne, HB 376.

## PHARMACY AND PHARMACISTS:

Double amendments, corrected, \*HB 81, Ch. 9.  
Pharmacy board, reconstituted, HB 500.

## PHYSICIANS AND SURGEONS:

Blood, samples withdrawal, liability exempt, HB 149.  
Child abuse, case records, availability, \*HB 468,  
Ch. 46.  
Children, handicapped, education program participation,  
diagnosis certificate, HB 175.  
Contraceptives, minors, physician's services, SB 91.  
Medical examiners, 4th class counties, HB 148.  
Nursing home patients, public assistance recipients,  
transfer, medical need certificate, HB 68.

## PLANNING AND COMMUNITY AFFAIRS:

Nisqually River basin division, created, HB 375.

## PLATS AND PLATTING:

Subdivisions, hearings, notices, HB 351.

## PLUMBERS:

Licensing, certification, HB 253.  
Uniform licensing code, study, \*HFR 97.

## POLICE:

Checks, dishonored, collection costs, HB 516.  
Collective bargaining, labor disputes, SB 114.

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Controlled substances, special agents, statewide jurisdiction, HB 523.  
Dispute arbitration, means, study, \*HFR 77.  
Drugs, investigation, jurisdiction, study, \*HFR 41.  
Emergency assistance, worker liability, HB 141.  
Firearms, purchase waiting period, HB 78.  
Identification, criminal, civil data, responsibilities, \*SB 146, Ch. 152 PV.  
Law enforcement, firefighters' system, negligence actions, HB 52.  
Motor vehicle accidents, citations, arrests, HB 238.  
Outdoor music festivals, disability plans, \*Sub HB 14, Ch. 123.  
Peace officer, killing, injuring, crime, HB 494.  
Pensions, relief fund, board duties, 1st class cities, mayor's representative, HB 475.  
Property, personal, possession, time period reduced, HB 239.  
Residency requirements, eliminated, \*HB 199, Ch. 37.  
Retirement system, funding, study continued, HCR 10.  
Retirement system, general revisions, \*Sub HB 261, Ch. 131.  
School districts, police force, creation, HB 59.  
Sheriff's office, city police protection contract, police officer transfer, \*HB 5, Ch. 48.

## POLITICAL PARTIES:

Caucuses, conventions, elections, HB 166.  
Geopolitical areas, study, \*HFR 58.  
Nominees, minimum vote requirement reduced, HB 154.  
State committee, organizational meetings, notice, \*HB 446, Ch. 45.

## POLLUTION (See ENVIRONMENT, also WASTE DISPOSAL):

Burning, householders, leaves, regulations, permits not required, SB 112.  
Control facilities, port districts, construction, improvement, \*HB 257, Ch. 54.  
Deschutes River, Capitol Lake, alleviation, study, \*HFR 88.  
Devices, antipollution, property tax exempt, HB 493.  
Environmental quality, protection, HB 226.  
Fires, small outdoor, limited basis permitted, \*Sub HB 47, Ch. 136 PV.  
Motor vehicles, emissions, title only, HB 383.  
Motor vehicles, smoke discharge, \*HB 469, Ch. 135.  
Noise control, environmental act, HB 546.  
Title only, HB 386, HB 420.  
Waste disposal facilities, municipal bonds, Sub HB 410.

## PORT ORCHARD:

Harbor lines, Sinclair Inlet, change authorized, \*SB 23, Ch. 69.

## PORTS AND PORT DISTRICTS:

Commissioners, salaries, title only, HB 379.  
Employees, unemployment compensation, \*HB 160, Ch. 35.

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Pollution control facilities, construction, \*HB 257, Ch. 54.

Sites, deep draft, multiple use considerations, study, \*HFR 82.

Statute, constitution adequacy, study, \*HFR 65.

PORT TOWNSEND:

Ferry, Keystone-Port Townsend, toll bridge authority, operation, \*HB 348, Ch. 44.

POULTRY:

Eggs, premium coupons, permitted, \*HB 46, Ch. 104.

POWER:

Public authorities, employees, unemployment compensation coverage, excluded, HB 24.

PRESSURE SYSTEMS:

Hot water heaters, requirements, \*HB 79, Ch. 86.

PRIMARIES:

Partisan, title only, HB 416.

PRINTING:

Legislative journals, agency reports, form, \*HB 12, Ch. 1.

State publications, third class, number, cost, HB 206.

PRISONERS (See also FELONS):

Condemned, visitor restrictions removed, HB 95.

Confinement, minimum term, review provisions, \*SB 276, Ch. 67.

Correctional institutions, transfer to mental institutions, \*SB 82, Ch. 59.

Criminally insane, discharge, HB 361.

Education, rehabilitation, study, \*HFR 24.

Furloughed, acts, damage, state liability, \*SB 71, Ch. 72.

Furloughs, local law enforcement agencies, SB 25.

Industrial insurance, certain inmates, \*HB 243, Ch. 40.

Sentences, minimum, change, \*SB 312, Ch. 68.

Vocational education, programs, \*SB 296, Ch. 7.

PRISONERS (WAR):

War, southeast Asia, children, tuition-free education provisions, HB 2, \*SB 15, Ch. 17.

Wives, community property managers, \*HB 9, Ch. 83.

PROBATE:

Awards, family support, property, value at time of award, \*SB 417, Ch. 80.

Beneficiary, interest, HB 109.

Estate, deductions, nonprobate cases, \*SB 74, Ch. 73.

Public administration, certain cases, HB 444.

Uniform code, enacted, HB 113.

Veterans, estates, social and health services department, \*SB 83, Ch. 4.

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\*HFR Indicates resolution passed by House.

## PROBATION AND PAROLE:

Court probationers, unpaid, medical aid coverage, HB 28.

## PROGRAM PLANNING AND FISCAL MANAGEMENT OFFICE:

Payroll accounting, unified system, demonstration project, HB 373.

## PROPERTY:

Assessor, assessment functions, local government cost sharing, HB 224, \*SB 293, Ch. 102.

Community, married persons, rights, \*HB 143, Ch. 108.

Intergovernmental transfers, 1972 amendatory act, valid, \*Sub SB 272, Ch. 95.

Lease, rental, title only, HB 321.

Liens, tax, erroneous sale, \*Sub HB 13, Ch. 84.

Probates, awards, family support, value at time of award, \*SB 417, Ch. 80.

School districts, insurance, training program, HCR 7.

Stolen goods, pawnbrokers, owner recovery, SB 161, \*HB 289, Ch. 114.

Taxes, certain exemptions removed, graduated income tax imposed, use tax reduced, HB 31.

Taxes, delinquent, payment, interest, school districts, HB 203,

Taxes, nonsectarian organizations, double amendments, corrected, HB 87.

Taxes, property, annual application required, HB 136.

Taxes, sugar beets in transit, exempt, \*HB 45, Ch. 30.

Taxes, timber harvested, school district distribution, \*SB 207, Ch. 148.

University tract, payment in lieu of taxes, \*HB 142, Ch. 107.

War prisoners, missing, community property, wives, manager appointment, \*HB 9, Ch. 83.

## PROPERTY - PERSONAL:

Assessments, valuation changes, notice requirement, \*HB 139, Ch. 125.

Campers, mobiles, exempted, SB 99.

Police, possession, retention, time period, HB 239.

Pollution, preventive devices, property tax exempt, HB 493.

Recreational equipment, tax exempt, HB 278, HB 485.

Sugar beets, tax exempt purposes, SB 175, \*HB 45, Ch. 30.

Taxes, assessed valuation, appraisals, \*HB 139, Ch. 125.

Taxes, exemption, failure to file, 3-year refund provision, SB 432.

Taxes, senior citizens, \$10,000 assessed valuation reduction, HB 48.

Timber, unprocessed, stored, property tax exempted, SB 175.

## PROPERTY - REAL:

Colleges, private, faculty, employee housing, HB 297.

Improvements, 5-year deferral, HB 182.

Irrigation districts, rights-of-way, abandoned,

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adjoining owners, HB 110.  
 Landlord, tenant, residential act, Sub HB 217, HB 553.  
 LID, assessment, owner notification requirement, \*HB 130, Ch. 137 PV.  
 Liens, tax, satisfaction, erroneous sale, \*Sub HB 13, Ch. 84.  
 Manufacturing business, building construction, sales, use taxes, HB 128.  
 Mobile homes, nonmobile units, senior citizens, tax exempt, \*HB 140, Ch. 126.  
 Mortgages, deeds, unemployed persons, economic distress areas, payment deferrals, HB 358.  
 Mortgages, definition, real estate contracts, relocation assistance purposes, \*HB 155, Ch. 34.  
 Public land, utility purpose, adverse possession, HB 294.  
 Real estate, license law, \*HB 228, Ch. 139 PV.  
 Rights, owners, public use, HB 265.  
 Sale, real estate agent, use authorized, HB 191.  
 Sale, zoning, use, certificate, HB 479.  
 Tax advisor, county, appointment mandatory, HB 144.  
 Taxes, assessed valuation change, notice, \*HB 139, Ch. 125.  
 Taxes, certain improvements, 5-year deferral, HB 182.  
 Taxes, comparable sales compilation, HB 137.  
 Taxes, delinquent, foreclosure action, \*Sub HB 13, Ch. 84.  
 Taxes, delinquent, interest rate increased, HB 531.  
 Taxes, exemption, senior citizens, HB 274.  
 Taxes, previously exempt, assessor imposition authorized, HB 561.  
 Taxes, school districts, nonpayment losses, HB 58, \*SB 45, Ch. 146.  
 Taxes, senior citizens, assessed valuation, HB 247.  
 Taxes, senior citizens, exemption qualification, HB 72.  
 Taxes, statement mailings, exemptions statement, SB 432.  
 Tax title lands, public use, \*Sub SB 412, Ch. 150.  
 Zoning, use variance, HB 135.

#### PUBLIC ASSISTANCE:

Child, dependent, ADC purposes, HB 204.  
 Child, term defined, public assistance purposes, HB 179.  
 General assistance, strikes not eligible, HB 231.  
 Home assistance aides, service to elderly, HB 281.  
 Nursing home patients, transfer, physician's certificate, HB 68.  
 Recipients, nursing homes, per diem rates, \*Sub HB 112, Ch. 155 PV.  
 Recipients, public service employment, HJM 5.  
 Recipients, undisclosed income, time period, HB 537.  
 Recipients, workmen's compensation payments, HB 94.  
 Welfare recipients, capable of working, title only, HB 395.

#### PUBLICATIONS:

LID, assessment, property owner notification requirement, \*HB 130, Ch. 137 PV.

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Mosquito control districts, assessments, notice, HB 111,  
\*SB 102, Ch. 62.  
Motor freight rates, temporary, publication, Sub HB 323.  
Public libraries, certain materials, sales authorized,  
\*HB 237, Ch. 90.  
Secretary of state, certain publications, fee charge  
authorized, HB 92.

## PUBLIC LANDS:

Adverse possession, utility purpose lands, HB 294.  
Development, economic, natural resources department,  
appropriations, SB 427.  
Federal, state, administration, operation, study,  
\*HFR 95.  
Natural area preserves, state system, \*HB 482, Ch. 119.  
Recreation areas, primitive, access, right-of-way,  
condemnation, HB 67.  
State, livestock, trespass, provisions revised,  
penalties imposed, HB 32.  
Title only, HB 363.  
Trust lands, park purposes sales, HB 171.

## PUBLIC OFFICIALS:

Congressmen, Washington state, financial interests,  
written disclosure required, SB 18.  
Retirement, teachers' retirement system, public  
employees' system, transfer authorized, \*2nd Sub SB  
206, Ch. 147.

## PUBLIC UTILITIES:

Districts, construction contracts, bids, awards, \*HB 254,  
Ch. 41.  
Districts, employees, unemployment compensation  
coverage, excluded, HB 24.  
Electric, municipal, sales tax imposed, HB 208,  
Sub HB 355.  
Service, termination, winter, spring seasons, certain  
needy persons, prohibited, HB 371.

## PUBLIC WORKS:

Construction, economic assistance authority, \*SB 92, Ch.  
117.  
Construction, regional economic development authority,  
Sub HB 183.  
Contractors, employees, discrimination prohibited,  
HB 407.  
Employees, residency restrictions, \*Sub HB 8, Ch. 28.  
Motor vehicle fuel, sales tax revenue, projects use, HB  
167.  
Planning, public agencies, advance planning, cost  
funding, HB 209.  
Vocationally handicapped, employment, prevailing wage  
rate, exempt, \*HB 240, Ch. 91.

## PUGET SOUND:

Beaches, vehicular traffic, prohibited, HB 283.

\* Indicates bill passed by both the House and Senate.  
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Ferry system, motor vehicle fuel tax, percentage allocation, HB 291, \*SB 152, Ch. 24.  
Pilots, study, \*HFR 68.

**RAILROADS:**

Crossings, school buses, loaded, unloaded, stop required, HB 11.  
Lights, amber, title only, HB 574.

**REAL ESTATE:**

Contracts, mortgages definitions, relocation assistance purposes, \*HB 155, Ch. 34.  
Licenses, law, provisions, \*HB 228, Ch. 139 PV.  
Property, real, assessed valuation change, notice requirement, \*HB 139, Ch. 125.  
School district, sale, certain cases, use authorized, HB 191.

**RECLAMATION:**

Land, procedures, provisions updated, \*HB 34, Ch. 51.

**RECORDS AND FILES:**

Mental health records, confidentiality, HB 70.  
Public, disclosure, full access, inspection, HB 534, HB 580.  
Public records and information collection act, HB 69.

**RECORDS AND TAPES:**

Courts, superior, proceedings, electronic recording, permitted, HB 41.  
Public records and information collection act, HB 69.

**REDISTRICTING:**

Congressional districts, reapportionment, seven districts, HB 114, HB 117, HB 213.  
Congressional districts, title only, HB 114, HB 117, HB 120, HB 121, HB 123, HB 568.  
Legislative districts, title only, HB 115, HB 116, HB 118, HB 119, HB 132.  
Legislature, measures, consideration, time limitations, \*SCR 2.

**RELIGION:**

Public employees, union membership, right of nonassociation, religious basis, permitted, HB 49.

**RENT AND RENTALS:**

Landlord, rent due, personal representative, personal property lien, HB 349.  
Property, title only, HB 321.  
Rental deposits, trust account deposit, HB 7.

**RESTAURANTS:**

Food, money, credit, defrauding, crime, penalties, Sub SB 386.

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## RETIREMENT (See also PENSIONS):

- Fisheries, patrol officers, benefits expanded, HB 547.
- Judges, limited jurisdiction, coverage extended, HB 300.
- Law enforcement, firefighters' system, \*Sub HB 261, Ch. 131.
- Public employees, security sales, current benefit purposes, prohibited, HB 255.
- Public employees, pension plans, tax deferred annuities, \*SB 62, Ch. 19.
- Public employees, systems, funding, alternative methods, study continued, HCR 10.
- Public employees, systems, student loans, investment permitted, HB 268, SB 281.
- Public employees system, statewide city employees' system, HB 487.
- Public officials, certain teachers' system, \*2nd Sub SB 206, Ch. 147.
- Public, state employees' system, benefits, Sub HB 347, \*Sub SB 438, Ch. 151 PV.
- School employees, sick leave, 80-day accumulation, credit, HB 242.
- Teachers, group health insurance, retirement system, \*2nd Sub SB 206, Ch. 147.
- Teachers, system, title only, HB 309, HB 532.

## ROADS (See also HIGHWAYS):

- Hitchhiking, certain areas, permitted, \*HB 223, Ch. 38.
- Rules of the road, \*HB 150, Ch. 33.
- State recreational land, gas tax use, study, \*HFR 75.

## SAFETY:

- Automobile bumpers, rubber, automobile installation requirement, HB 161.
- Buses, school, loaded, unloaded, railroad crossings, stop required, HB 11.
- Industrial health and safety act, SB 169.
- Public health, title only, HB 429.
- Schools, construction standards adoption, codes, \*SB 42, Ch. 70.
- Ski lifts, conveyances, inspections, HB 262.
- Traffic, enforcement, title only, HB 465.

## SALARIES AND WAGES:

- Auditor-clerk, combined office, 8th class counties, salary increased, \*SB 104, Ch. 97 PV.
- Court reporters, certain judicial districts, \*SB 38, Ch. 18.
- Judges, higher courts, increased, HB 71, HB 302, \*SB 27, Ch. 100.
- Judges, superior court, filing fees increases, salaries allocation, HB 122, \*SB 90, Ch. 20.
- Mayors, 3rd class cities, compensation, city council determination, HB 342.
- Port district commissioners, title only, HB 379.
- Prosecuting attorneys, 4th class counties, full time appointment, \*SB 104, Ch. 97 PV.

\* Indicates bill passed by both the House and Senate.

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Public officials, gubernatorial, committee recommendations, changes, effective times, Sub HB 365.

School employees, deductions, employee's union organizations, deductions authorized, SB 184, \*HB 234, Ch. 39.

Student-teacher ratio, number, provisons, HB 216.

Vocationally handicapped, public works, prevailing wage rate, exempt, \*HB 240, Ch. 91.

#### SALES:

Automobiles, odometer mileage reading, owner certificate inscription requirement, HB 250, \*SB 13, Ch. 99.

Contraceptives, minors, requirements, SB 91.

Installment, cancellation, 3-day notice period, goods return, HB 359, \*Sub HB 508, Ch. 47.

Nuclear fuel assemblies, demonstration plant, exempt, HB 246.

Retail installment contracts, title only, HB 508.

#### SALMON:

Discovery Bay, commerical salmon fishing impact, survey, Sub SB 221.

Fishing, commercial licenses, number, HB 249.

Fishing, freshwater, nonresident personal use license, HB 477.

Fishing, personal use, licensing provisions, HB 337.

#### SAN JUAN ISLANDS:

Dispute, peaceful arbitration, centennial commemoration petitioned, \*HJM 4.

#### SAUNAS:

Regulation, title only, HB 511.

#### SAVINGS AND LOAN ASSOCIATIONS:

Checking accounts, withdrawals or demand deposits, authorized, HB 201.

Public depositories, qualification, HB 304.

Regulations, general revisions, HB 124.

Students, educational loans, authorized, \*HB 266, Ch. 42.

Students, educational loans, public employees' retirement system, investment permitted, HB 268.

Students, vocational education loans, state finance committee, \*Sub HB 272, Ch. 92.

Tax, business, municipal, impositon authorized, HB 343, \*Sub HB 414, Ch. 134.

#### SCHOOL BUILDINGS:

Constructions, unanticipated delays, annual school term reduced, HB 152.

#### SCHOOL DISTRICTS:

Ancillary services, part time students, SB 66, \*HB 105, Ch. 14.

Budgets, preliminary, in effect until final adoption,

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expenditures, \*SB 350, Ch. 26.  
Budgets, preliminary, receivables collectible, \*HB 299,  
Ch. 115.  
Budgets, \*SB 350, Ch. 26.  
Director districts, seven created, 1st class districts,  
divisions, HB 37.  
Directors, duties, performance, failure, liability  
insurance, \*Sub HB 413, Ch. 142 PV.  
Directors, 4-year terms, HB 101, HB 293.  
Directors, title only, HB 413.  
Disadvantaged programs, HB 60.  
Educational objections, district wide, HB 357.  
Employees, full, part time, HB 391.  
Employees, payroll deductions, SB 184, \*HB 234, Ch. 39.  
Employees, pension, annuity benefits, HB 89.  
Employees, pension, annuity plans, private, \*SB 414, Ch.  
27.  
Employees, public employees' collective bargaining act,  
Sub HB 515.  
Employees, sick leave, 80-day accumulation, HB 242.  
Employees, statewide salary schedule, study, \*HFR 35.  
Employees, terminated, accumulated sick leave, HB 165.  
Employees, title only, HB 492.  
Funds, state monthly apportionment schedule, HB 58,  
\*SB 45, Ch. 146.  
Garbage collection, licensing, operation provisions,  
exempt, HB 450, SB 287.  
High school, classification, HB 338.  
Insurance, employees, district contribution requirement,  
HB 573.  
Insurance, property, training program, HCR 7.  
Investments, temporary cash surplus, earned interest,  
HB 58, \*SB 45, Ch. 146.  
Joint, current laws, study, \*HFR 19.  
Joint, highest classification county, SB 177.  
Military reservation residents, single school district,  
Sub HB 106, \*SB 163, Ch. 63.  
Nonhigh, secondary school pupils, funds distribution, SB  
49, \*HB 57, Ch. 124,  
Officers, oath filing procedures, \*HB 56, Ch. 3.  
Organization, county committees, study, \*HFR 20.  
Police force, creation authorized, HB 59.  
Property, real, sale, real estate agent, HB 191.  
Property taxes, delinquent payments, HB 203.  
Purchases, books, supplies, interim budget period, \*SB  
350, Ch. 26.  
Retirement system, eligibility, title only, HB 384.  
School year, district unable to fulfill requirements,  
Sub SB 203, \*HB 90, Ch. 105.  
Secondary schools, high school districts,  
classification, HB 338.  
Students, part time, ancillary services, SB 66, \*HB 105,  
Ch. 14.  
Taxes, excise, mobile homes, travel trailers, campers,  
weighted enrollment student basis, HB 559.

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Taxes, property, nonpayment losses, HB 58, \*SB 45,  
Ch. 146.  
Tax levies, excess, abolished, HB 486.  
Teachers, classroom teaching, 40 hours annually, HB 100.  
Teachers, leave replacements, Sub HB 318.  
Timber tax, distribution, \*SB 207, Ch. 148.  
Transportation, equipment depreciation, \*HB 33, Ch. 85.

SCHOOLS (See also COLLEGES AND UNIVERSITIES, also COMMUNITY COLLEGES):

Ancillary services, part time students, SB 66, \*HB 105,  
Ch. 14.  
Board members, laws, uniformity, study, \*HFR 78.  
Classrooms, optimum learning atmosphere, \*Sub HB 413,  
Ch. 142 PV.  
Construction, fire prevention, safety standards, \*SB 42,  
Ch. 70.  
Construction, unanticipated delays, annual term reduced,  
HB 152.  
Deaf, state school, trustee board created, HB 288.  
Deaf, state school, trustee board created, social and  
health services secretary, \*Sub SB 96, Ch. 96 PV.  
Educational objectives, district wide, HB 357.  
Educational service corporations, demonstration schools,  
HB 408.  
Employees, terminated, accumulated sick leave, HB 165.  
Employees, title only, HB 492.  
Fire prevention, code, standards, \*SB 42, Ch. 70.  
Holidays, Martin Luther King birthday, HB 168.  
Holidays, obsolete code provision, removed, HB 54.  
Kindergarten, minimum days, \*HB 90, Ch. 105.  
Levies, special temporary study commission, HB 55, \*SB  
47, Ch. 2.  
Logic, instruction, HB 368.  
Personnel, classroom instruction, requirement, study,  
\*HFR 36.  
Principals, superintendents, professional negotiations  
act, HB 4.  
Proprietary, controls, study, \*HFR 47.  
School year, number of days, reduction, Sub SB 203, \*HB  
90, Ch. 105.  
Secondary, approval, accreditation, high school  
districts, HB 338.  
Students, part time, disadvantaged, financial  
assistance, SB 65, HB 104.  
Students, secondary, nonhigh district residents, SB 49,  
\*HB 57, Ch. 124.  
HB 249.  
Student-teacher ratio, number, HB 216.  
Sweepstakes, proceeds, current state fund deposit,  
HB 15.  
Teachers, classroom teaching, 40 hours annually, HB 100.  
Term annual, reduced, construction delays, HB 152.

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## SECRETARY OF STATE:

Corporate annual reports, failure to file, fine, HB 91.  
Message, certification of election and appointment of  
members of House of Representatives.....pp.4 - 7.  
Message, certification of Governor's proclamation,  
convening 2nd extraordinary session of the 42nd  
legislature.....pp.1 - 2.  
Nonprofit corporations, annual reports, HB 76.  
Publications, certain, fee change authorized, HB 92.

## SECURITIES:

Debenture companies, financial statements, HB 305.  
Patronage dividends, cooperative corporations, sales  
definition, \*Sub SB 403, Ch. 79.  
Retirement systems, certain public employees, HB 255.

## SENIOR CITIZENS:

Fishing licenses, aged, blind, disabled, free, HB 200.  
Home service, home assistance aides, HB 281.  
Mobile homes, real property taxes, \*HB 140, Ch. 126.  
Taxes, property, exemption qualification, HB 72, \*HB  
140, Ch. 126.  
Taxes, real property, assessed valuation limitation, HB  
247.  
Taxes, real property, exemption, application filing  
procedures, HB 274.  
Taxes, real property, \$10,000 assessed valuation  
reduction, HB 48.  
Taxes, sales, food, clothing, medicine, exempt, HB 26.  
Taxes, sales, food, refund provisions, HB 488.

## SERGEANT AT ARMS:

Interim, pre-session and post-session duties,  
\*HFR 100.....p 1381.

## SEWERS AND SEWERAGE:

Districts, local improvement, sales tax exempt, HB 350.  
Facilities, construction, tax incentives, review,  
\*HFR 90.  
Municipal systems, operations, permits required, \*HB  
279, Ch. 140 PV.  
Title only, HB 522.  
Waste disposal facilities, construction, Sub HB 410.

## SHORELANDS AND SHORELINES (See also WATER):

Eminent domain, shorelines management act, \*HB 244, Ch.  
53.  
Projects, applications, acceptance, rejection, SB 72.

## SINCLAIR INLET:

Harbor line, change authorized, \*SB 23, Ch. 69.

## SKI LIFTS:

Conveyances, safety, inspections, HB 262.

## SNOWMOBILES:

Fuel, tax refunds, Sub SB 270.

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Operators, certified, under 16, Sub SB 270.  
 Registration, annual, use permits, \*Sub HB 29, Ch. 153.  
 Registration, period reduced, fees revised, Sub SB 270.  
 Roads, highways, use posting, Sub SB 270.

**SOCIAL AND HEALTH SERVICE DEPARTMENT:**

Alcoholism program, established, \*Sub SB 29, Ch. 122.  
 Ambulance service, licensing, \*HB 298.  
 Child support, public assistance debt, Sub HB 542.  
 Department, technological change unemployed, HB 389, HB 563.  
 Disadvantaged, education programs, HB 60.  
 Institutions department created, HB 77.  
 Juveniles, public social services, recipients, age 18-20, HB 301.  
 Social, health service facilities, construction, bonds issuance authorized, \*HB 190, Ch. 130.  
 Veterans, estates, administration, \*SB 83, Ch. 4.  
 Welfare recipients, capable of working, HB 395.

**SOIL:**

Conservation, Columbia-Snake-Palouse program, amendment request \*HFR 38.  
 Conservation, soil, water, practices, HB 22.

**SPEAKER:**

Interim duties, \*HFR 100.....p.1381.

**SPEAKER RULINGS:**

Adjournment and reconvening necessary before new day begins.....p. 1267.  
 Amendment by Senate to House bill out of order-beyond scope and object, but objection waived under Reed's Rule 112 due to untimeliness of motion.....p. 986.  
 Amendment in order-technical change would be made in process of engrossing.....p.1089.  
 Amendment in order-within scope and object.....pp. 436, 605, 749, 757, 946, 1096, 1189, 1342.  
 Amendment inserting 5-year termination date in order.....p. 671.  
 Amendments of varying amounts to be considered in descending order.....p. 775.  
 Amendments out of order, beyond scope and object of bill.....pp. 411, 482, 538, 581, 590, 870, 902, 903, 905, 907, 910.  
 Amendment to amendment in order.....p. 606.  
 Amendment to committee amendment in order.....p. 535.  
 Amendment to strike one phrase within section in order.....p. 741.  
 Amendments to various pages considered in sequential order.....p. 775.  
 Appeal from decision of Chair-Speaker's ruling upheld.....p. 908.  
 Constitutionality of matter before House not to be determined by Speaker.....pp. 605, 837.  
 Cut-off resolution refers to revenue and tax

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\*HFR Indicates resolution passed by House.

at all levels of government.....p. 700.  
 Debate on amendment germane.....p. 1189:  
 Debate on appeal from decision of Chair  
     limited to rule appealed.....p. 907.  
 Motion for Order of Day of higher rank than  
     motion to postpone to time certain.....p. 1192.  
 Motion for reconsideration of amendment in  
     order.....p. 839.  
 Motion not to concur in Senate amendments and  
     to adhere in order under Reeds Rule 253.....p. 503.  
 Motion to concur takes precedence over motion  
     to insist.....p. 1302.  
 Motion to indefinitely postpone-debate proper  
     on entire subject matter.....p. 486.  
 Motion to reconsider in order.....p. 1355.  
 Motion to refer to committee on first reading  
     in order.....p. 26.  
 Motion to strike in order-considered new proposition  
     when compared to previous motion.....p. 240.  
 Motion to suspend rules to apply to time limits  
     on debate in order.....p. 532.  
 Motion to suspend rules-2/3 vote required.....p. 672.  
 Reconsideration of motion to suspend rules not  
     in order.....p. 672.  
 Voting-Call of House-member present must vote  
     refusal constitutes disorderly conduct.....p. 1270.  
 Voting-Call of House-request to be excused from  
     voting not allowed.....p. 815.  
 Voting-member excused-conflict of interest-  
     vote to excuse not necessary.....p. 1154.

SPORTS:

Recreation, boxing, title only, HB 576.

SPRAY RIGS:

Special mobile equipment, classification, \*SB 88, Ch. 5.

STATE FINANCE COMMITTEE:

Funds, state treasury, trusts, investment transactions,  
 authority, HB 510.  
 State permanent funds, investment, HB 259.

STATE GOVERNMENT:

Appropriations, supplemental, \*Sub HB 112, Ch. 155 PV.  
 Appropriations, title only, HB 313, HB 314, HB 315, HB  
 317.  
 Building, state, east capitol site, title only, HB 514.  
 Criminal identification, state patrol, \*SB 146, Ch. 152  
 PV.  
 Economic recovery, title only, HB 336.  
 Emergency service department created, \*SB 97, Ch. 6.  
 Employees, unemployment compensation, contributions, HB  
 24.  
 Employment, pensions, spouses, HB 554.  
 Facilities, public agencies, nonprofit organizations,  
 use authorized, HB 129.  
 Finance department created, HB 504.

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General funds, title only, HB 439.  
 Gubernatorial reappointments, HB 256.  
 Horse racing commission expanded, HB 252.  
 Industrial welfare commission, labor and industries  
 department, HB 219.  
 Institutions department created, HB 77.  
 Intergovernmental transfers, \*Sub SB 272, Ch. 95.  
 Legislative journals, form, specifications, \*HB 12,  
 Ch. 1.  
 Parks, recreation, public, bonds issuance, \*HB 189, Ch.  
 129.  
 Payroll accounting, unified system, HB 373.  
 Per diem boards, commissions, uniform allowance, HB 62.  
 Public administrator, office established, HB 444.  
 Public officials, candidates, declarations, income tax  
 return, filing provisions, HB 451.  
 Public officials, title only, HB 567.  
 Services, payments in advance, HB 36.  
 State agencies, personal files, confidentiality, title  
 only, HB 549.  
 State building, east capitol site, Sub HB 514.  
 State permanent funds, investment, HB 259.  
 State treasurer, deposit procedures, \*SB 28, Ch. 145.  
 Sweepstakes commission, established, HB 15.  
 Taxes, property, county revaluation program, \*SB 293,  
 Ch. 102.  
 Title only, HB 307, HB 323, HB 324, HB 325, HB 326, HB  
 327, HB 328, HB 329, HB 330, HB 339.  
 Transportation department created, HB 480.  
 Unemployment compensation, employees, contributions,  
 payment provisions, HB 24.  
 Waste disposal facilities, construction, bonds issuance,  
 \*HB 186, Ch. 127.  
 Waste disposal facilities, construction, remote  
 recreational areas, municipal bonds, Sub HB 410.  
 Water supply facilities, construction, bonds issuance,  
 \*HB 187, Ch. 128.

STATE PATROL:

Criminal identification, new section, \*SB 146,  
 Ch. 152 PV.  
 Felons, discharged, institution, identification section  
 notification, Sub HB 472.  
 Title only, HB 582.

STATE TREASURER:

Advisory committee, created, \*SB 28, Ch. 145.  
 Appropriation, deposit procedures, \*SB 28, Ch. 145.  
 Double amendments, corrected, \*HB 84, Ch. 12.  
 Unemployment checks, lost, duplicates, \*SB 89, Ch. 74.

STEVENS COUNTY:

Judges, superior court, number reduced, SB 54.

STOCKS:

Transfer, excise tax imposed, HB 174.

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## STUDENTS:

- Ancillary services, part time students, SB 66, \*HB 105, Ch. 14.
- Campus governance, systems, involvement, study, \*HFR 76.
- College, resident, nonresident, HB 467, \*SB 240, Ch. 149.
- Community colleges, pursuing high school diploma, tuition free, HB 273, HB 530.
- Credits, college, transferability, HB 287.
- Disadvantaged, financial assistance, SB 65, HB 104.
- Exchange program, technology, study, \*HFR 89.
- Higher education, resident classification, statewide guidelines, study, \*HFR 45.
- Loans, educational purposes, guaranteed, public employees' retirement system, HB 268.
- Loans, educational purposes, savings and loan associations, \*HB 266, Ch. 42.
- Loans, guarantees, higher education, assistance agency created, HB 412.
- Loans, vocational education, guaranteed, finance committee, \*Sub HB 272, Ch. 92.
- Military reservation residents, single school district, attendance, Sub HB 106, \*SB 163, Ch. 63.
- Part time, ancillary services, SB 66, \*HB 105, Ch. 14.
- Secondary, nonhigh district residents, SB 49, \*HB 57, Ch. 124.
- Student-teacher ratio, number, HB 216.

## STUDIES:

- Air transportation, short-haul, western regional compact, \*HB 164, Ch. 36.
- Discovery Bay, commercial salmon fishing impact, study, Sub SB 221.
- Geothermal resources, investigation, Sub HB 235,
- Levy, special temporary study commission, HB 55, \*SB 47, Ch. 2.
- Noise emission, motor vehicles, standard recommendations, HB 27.
- Public employees' systems, funding, alternative methods, study continued, HCR 10.
- State parks, entrance fees, reservation systems, parks and recreation commission, SB 7.
- Teachers, certain, governmental operations, SCR 6.

## SUBSISTENCE (See also SALARIES AND WAGES):

- Boards, commissions, uniform per diem allowances, provisions, HB 62.

## SUGAR BEETS:

- Tax, personal property in transit, exemption, SB 175, \*HB 45, Ch. 30.

## SUMMONS AND PROCESS:

- Property, real, delinquent taxes, foreclosure action, notice requirement, \*Sub HB 13, Ch. 84.
- Summons, service, title only, HB 462.

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## SUPERINTENDENT OF PUBLIC INSTRUCTION:

Disadvantaged, education programs, funds, HB 60.  
 School construction, fire prevention, safety, plans, \*SB  
 42, Ch. 70.  
 School districts, property taxes, nonpayment losses, HB  
 58, \*SB 45, Ch. 146.  
 School year, number of days, reduction, Sub SB 203.  
 Students, part time, ancillary services, SB 66, \*HB 105,  
 Ch. 14.

## SUPERIOR COURTS:

Clallam-Jefferson, joint district, judges, number  
 increased, HB 232.  
 Filing fees, increase, higher court judges salaries, HB  
 122, \*SB 90, Ch. 20.  
 Industrial insurance, board decisions, appeals, \*HB 20,  
 Ch. 50.  
 Judges, equalization of workload, study, \*HFR 31.  
 Judges, salaries, filing fees increases, HB 122, \*SB 90,  
 Ch. 20.  
 Judges, salaries increased, \*SB 27, Ch. 100.  
 Judges, Stevens county, number reduced, SB 54.  
 Proceedings, electronic recording permitted, HB 41.

## SUPPORT:

Reciprocal enforcement, uniform act, \*HB 93, Ch. 31.

## SUPREME COURT:

Judges, salaries increased, \*SB 27, Ch. 100.  
 Judges, salaries, superior court filing fee increases,  
 HB 122, \*SB 90, Ch. 20.

## SWEEPSTAKES:

Commission established, duties, HB 15.

## TAXES:

Appeals board, hearing examiners, HB 535.  
 Banks, trusts, savings and loans, business tax, HB 343,  
 \*Sub HB 414, Ch. 134.  
 B & O, financial business firms, HB 43.  
 B & O, group training homes, mentally retarded persons,  
 \*Sub HB 414, Ch. 134.  
 B & O, insurance agents, exempted, HB 428.  
 Campers, excise, reduced, HB 10, \*SB 4, Ch. 144.  
 Campers, excise, repealed, HB 88, HB 202, \*SB 4,  
 Ch. 144.  
 Campers, mobile homes, exempted, SB 99.  
 Cigarette, revenue, Viet Nam veterans' bonus, HB 19.  
 Cigarettes, possession basis, collection provision, \*HB  
 44, Ch. 157 PV.  
 Cigarettes, veterans Viet Nam, bonuses, payments, higher  
 education credits, \*Sub HB 313, Ch. 154.  
 Crude oil, refining, levied, coastal protection, HB 263.  
 Crude petroleum, manufacturing, refining, study,  
 \*HFR 62.  
 Delinquent property, payment, interest apportionment,  
 school districts, HB 203.

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- Electric utilities, municipal, sales tax imposed, HB 208, Sub HB 355.
- Equalization boards, county, meeting dates, hearings, operations provisions, HB 138.
- Exemptions, property, annual application, HB 136.
- Food, food stamp use, sales, exempt, HB 571.
- Forest land, title only, HB 458.
- Forests, lands, fire protection projects, \*HB 527 VETOED.
- Income, graduated, imposed, agricultural, open space, timber land, Sub HB 354.
- Income, graduated, imposed, sales, use taxes reduced, property tax exemptions, HB 31.
- Income, graduated, imposition authorized, sales, use taxes reduced, Sub HJR 82.
- Income, net, 8.1% imposed, HB 6.
- Inheritance, estate, nonprobate cases, \*SB 74, Ch. 73.
- Inheritance, public pension benefits, HB 292.
- Insurance agents, B & O, exempted, HB 428.
- Inventory, business, exempt, HB 16.
- Investment, deferrals, economic assistance authority, \*SB 92, Ch. 117.
- Investment, deferrals, regional economic development authority, Sub HB 183.
- Land, agricultural, farm, timber, valuation for use, open space, Sub SB 397, Sub HB 354.
- Levies, special temporary study commission, school programs, HB 55, \*SB 47, Ch. 2.
- Liens, property, satisfaction, erroneous sale, \*Sub HB 13, Ch. 84.
- Liquor, city, county share, alcoholism programs, facilities, \*SB 298, Ch. 77.
- Local sales, distribution, study, \*HFR 84.
- Machinery components, agricultural, exportation, sales tax exempt, HB 64.
- Mobile homes, nonmobile units, real property, senior citizens, exemption, \*HB 140, Ch. 126.
- Motor vehicle fuel, ferry system use, HB 291. \*SB 152. Ch. 24.
- Motor vehicle fuel, increased, no-fault insurance, state operated, HB 335.
- Motor vehicle fuel, sales, public works projects, HB 167.
- Motor vehicle fuel, sales, use, imposed, HB 184.
- Motor vehicles, excise, double amendments, corrected, \*HB 86, Ch. 87.
- Nuclear fuel assemblies, demonstration plant, sales, use, exempt, HB 246.
- Property, county revaluation program, state aid, \*SB 293, Ch. 102.
- Property, county tax advisor, appointment, HB 144.
- Property, delinquent payments, school district, HB 203.
- Property, exemptions, annual application, HB 136.
- Property, general, antipollution devices, HB 493.
- Property, laws, study, \*HFR 83.
- Property, nonpayment, school district losses, HB 58, \*SB 45, Ch. 146.

\* Indicates bill passed by both the House and Senate.

\*HFR Indicates resolution passed by House.

Property, nonsectarian organizations, double amendments, corrected, HB 87.  
Property, personal, exempt, HB 278, HB 485.  
Property, real, assessed valuation, appraisals, \*HB 139, Ch. 125.  
Property, real, assessed valuation change, notice requirement, \*Sub HB 139, Ch. 125.  
Property, real, certain improvements, 5-year deferral, HB 182.  
Property, real, comparable sales compilation, HB 137.  
Property, real, delinquent, foreclosure action, notice requirement, \*Sub HB 13, Ch. 84.  
Property, real, delinquent, interest rate increased, HB 531.  
Property, real, delinquent, redemption cost, title search, \*Sub HB 13, Ch. 84.  
Property, real, improvements, 30% original value, 3-year deferral, \*HB 139, Ch. 125.  
Property, real, LID assessment, owner notification requirement, \*HB 130, Ch. 137 PV.  
Property, real, previously exempt, assessor imposition authorized, HB 561.  
Property, real, private colleges, faculty, employee housing, exemption, HB 297.  
Property, real, senior citizens, application filing procedures, HB 274.  
Property, real, senior citizens, assessed valuation, relief provisions, HB 247.  
Property, real, senior citizens, exemption qualifications, HB 72, \*HB 140, Ch. 126.  
Property, real, statement mailings, SB 432.  
Property, sugar beets, exemption purposes, SB 175, \*HB 45, Ch. 30.  
Property, timber, unprocessed, stored, exempted, SB 175.  
Reforestation, title only, HB 396.  
Revenue, taxation, title only, HB 310, HB 344, HB 354, HB 355, HB 400, HB 401, HB 414, HB 424, HB 430, HB 445, HB 551.  
Sales, agricultural machinery, HB 64.  
Sales, collection charge, state, HB 102.  
Sales, food, senior citizens, refund provisions, HB 488.  
Sales, local, expiration date, \*SB 32, Ch. 121.  
Sales, local option, expiration date removed, HB 102.  
Sales, municipal electric utilities, HB 208, Sub HB 355.  
Sales, public transportation, class A counties, HB 495.  
Sales, school districts, allocation, HB 486.  
Sales, sewer local improvement districts, HB 350.  
Sales, state, revenue, 10% county, city distribution, HB 538.  
Sales, state, 5% imposed, HB 404.  
Sales, use, building construction, manufacturing business, HB 128.  
Senior citizens, sales, food, clothing, medicine, exempt, HB 26.  
Stock transfers, excise tax imposed, HB 174.  
Sugar beets, property tax, in-transit, SB 175, \*HB 45, Ch. 30.

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Tax advisor, county, appointment mandatory, HB 144.  
 Tax title lands, disposition, study, \*HFR 9.  
 Tax title lands, public use, management, disposition,  
 county authority, \*Sub SB 412, Ch. 150.  
 Telegraph companies, assessment, HB 42.  
 Timber, forest land, title only, HB 398, HB 572, \*SB  
 207, Ch. 148.  
 Timber, unprocessed, stored, pending export, property  
 tax, exempted, SB 175, \*HB 45, Ch. 30.  
 Travel trailers, excise, reduced, \*SB 4, Ch. 144.  
 University tract properties, payment in lieu of taxes,  
 \*HB 142, Ch. 107.

## TEACHERS:

Classroom teaching, 40 hours annually, HB 100.  
 Education, program budgeting system, study, \*HFR 54.  
 Governmental operations, functions, feasibility study,  
 SCR 6.  
 Leave replacements, contracts not required, Sub HB 318.  
 Professional negotiations, collective bargaining, study,  
 \*HFR 53.  
 Retirees, teachers' retirement system, \*2nd Sub SB 206,  
 Ch. 147.  
 Retirement credit, 80-day sick leave accumulation,  
 HB 242,  
 Salaries, uniform schedule, adopted, HB 216.  
 Student-teacher ratio, number, HB 216.  
 Supply and demand, study, \*HFR 42.  
 Training, program improvements, study, \*HFR 71.

## TELEPHONE, TELEGRAPH AND TELEVISION:

Cable TV, system, potential, study, \*HFR 80.  
 Equipment, facilities, tampering, crime, \*Sub SB 100,  
 Ch. 75.  
 Service, charges, evasion, fraud, crime, \*Sub SB 100,  
 Ch. 75.  
 Telegraph companies, tax assessments, operating property  
 basis, HB 42.

## TENANTS (See LANDLORDS AND TENANTS, also HOUSING):

Landlord-tenant, title only, HB 545.  
 Lien, personal property, rent due, landlords' personal  
 representative, HB 349.  
 Rental deposits, trust account deposit, HB 7.

## THURSTON COUNTY:

Judges, superior court, Mason, Thurston counties,  
 additional, HB 399.

## TIMBER:

Harvested, stumpage value, tax rates, \*SB 207, Ch. 148.  
 Land, valuation for use, open space, Sub SB 397, Sub HB  
 354.  
 School districts, harvested timber, tax distribution,  
 \*SB 207, Ch. 148.  
 Taxes, reforestation, title only, HB 396.  
 Taxes, timber, forest land, HB 398, HB 572, \*SB 207, Ch.

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\*HFR Indicates resolution passed by House.

148.

Unprocessed, stored, pending export, property tax,  
 exempted, SB 175, \*HB 45. Ch. 30.  
 Yield tax, land value levels, study, \*HFR 81.

## TITLE ONLY BILLS:

Aeronautics, HB 464.  
 Alcoholic beverages, HB 579.  
 All-terrain vehicles, HB 520.  
 Bail bonds, HB 437.  
 Beauty culture, HB 453.  
 Boxing, HB 576.  
 Children, support, obligation, HB 542.  
 Community colleges, HB 381.  
 Community correctional services, HB 540.  
 Community development projects, bank investments,  
 HB 409.  
 Congressional districts, redistricted, HB 114, HB 117,  
 HB 120, HB 121, HB 123.  
 Congregessional redistricting, HB 568.  
 Consumer protection, HB 560.  
 Consumer warranties, HB 539.  
 Counties, census, HB 385.  
 Crops, liens, HB 548.  
 Domestic relations, HB 380.  
 Ecology department, HB 366.  
 Educational employees, collective bargaining, HB 452.  
 Education expenditures, HB 552.  
 Education, HB 308, HB 311, HB 312, HB 318, HB 319, HB  
 320, HB 441, HB 541, HB 566, HB 581.  
 Elections, HB 382.  
 Electrical contracting, HB 427, HB 455.  
 Employment agencies, HB 306.  
 Employment, public, HB 347.  
 Fish, food, shellfish, HB 569, HB 575.  
 Forest protection, HB 364.  
 Franchises, investment, HB 456.  
 Franchises, investment protection, HB 417.  
 Highways, HB 489.  
 Hood Canal bridge, HB 570.  
 Insurance, industrial, HB 471, HB 503, HB 509, HB 564.  
 Investments, state board, HB 517.  
 Judges, superior court, HB 399.  
 Klondike commission, HB 460.  
 Landlord-tenant, HB 545.  
 Legal services, group, HB 449.  
 Legislature, redistricting, HB 115, HB 116, HB 118, HB  
 119, HB 132.  
 Liquor, HB 565.  
 Litter control, HB 426.  
 Lobbying, HB 322, HB 459.  
 Local government, HB 387, HB 423, HB 491, HB 513, HB  
 536.  
 Meat inspection, HB 352.  
 Mentally retarded, guardianship, HB 346.  
 Mental patients, HB 406.  
 Minors, gifts, HB 466.

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Motor vehicles, emissions, HB 393.  
Motor vehicles, HB 392, HB 562.  
Municipal corporations, HB 415.  
Municipal facilities, HB 410.  
Natural resources department, HB 362.  
Natural resources, outdoor recreation, HB 356.  
News media, sonics, protection, HB 367.  
Nursing homes, HB 442, HB 443.  
Pension funds, assessments, HB 393.  
Pollution, HB 386, HB 420.  
Port district commissioners, HB 379.  
Primaries, partisan, HB 416.  
Property, lease, HB 321.  
Public assistance, HJM 5.  
Public employees, collective bargaining, HB 515.  
Public health, safety, welfare, HB 429.  
Public housing, HB 360, HB 577.  
Public lands, HB 363.  
Public officials, HB 567.  
Railroad, amber lights, HB 574.  
Reforestation, taxes, HB 396.  
Retail installment sales contracts, HB 508.  
Revenue, HB 310, HB 344, HB 354, HB 355, HB 400, HB 401,  
HB 414, HB 424, HB 430, HB 445, HB 551.  
Sauna parlors, HB 511.  
School districts, directors, HB 413.  
School districts, employees, HB 492.  
School districts, retirement system, HB 384.  
Sewers, HB 522.  
State agencies, HB 549.  
State building, HB 514.  
State general fund, HB 439.  
State government, economic recovery, HB 336.  
State government, HB 307, HB 323, HB 324, HB 325, HB  
326, HB 327, HB 328, HB 329, HB 330, HB 339.  
State, local government, appropriation, HB 313, HB 314,  
HB 315, HB 317.  
State local improvements, revolving fund, HB 439.  
State patrol, HB 582.  
Summons, service, HB 462.  
Taxes, forest land, HB 458.  
Teachers' retirement, HB 309, HB 532.  
Timber, forest land, HB 398, HB 572.  
Traffic safety, HB 465.  
Transportation, HB 345, HB 418.  
Unemployment compensation, HB 533.  
Veterans, HB 448, HB 497.  
Welfare recipients, HB 395.  
Wildlife protection, HB 556.  
Wine quality act, HB 557.  
Yakima canyon, HB 470.

## TOLL BRIDGE AUTHORITY:

Hood Canal bridge, equitable tolls, study, \*HFR 79.  
Port Townsend-Keystone ferry, operation, \*HB 348,  
Ch. 44.

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**TOW TRUCKS:**

Operators, certification, regulation, HB 236.

**TRAFFIC CONTROL:**

Offenses, minor, adjudication, study, \*HFR 46.

Rules of the road, \*HB 150, Ch. 33.

Safety, enforcement, title only, HB 465.

**TRAILERS:**

Travel, excise tax, reduced, \*SB 4, Ch. 144.

**TRAILS:**

All-terrain vehicle, category established, \*Sub HB 29, Ch. 153.

Bicycle, pedestrian, equestrian, highway motor vehicle funds, HB 125, \*Sub SB 355, Ch. 103.

**TRANSPORTATION (See also MASS TRANSIT):**

Air, short-haul, western regional compact, \*HJM 2.

Air, short-haul, western regional compact, \*HB 164, Ch. 36.

Committee, liaison members, appointment, \*HFR 101.

Controlled substances, unlawful, conveyance forfeiture provisions, SB 248.

Department, created, duties, HB 480.

Facilities, Whatcom county, study, \*HFR 12.

Motor freight carriers, special commercial zones, HB 233, \*SB 111, Ch. 22.

Pilot cars, use, study, \*HFR 23.

Public, class A counties, sales tax use, HB 495.

Public systems, construction, bonds issuance, Sub HB 188, \*Sub HB 324, Ch. 132.

Public systems, planning, design, highway department expenditures, matching funds, \*Sub HB 324, Ch. 132.

School districts, equipment depreciation, \*HB 33, Ch. 85.

Title only, HB 345, HB 418.

Traffic congestion, urban areas, study, \*HFR 18.

Transportation, created, duties, HB 480.

Urban passenger systems, special fuel tax, \*HB 17, Ch. 49.

**TRUCKS AND TRACTORS:**

Fuel, tax, garbage compactor, cement mixer, power take-off units, \*HB 221, Ch. 138 PV.

Garbage, gross weight limitations, HB 163.

Motor freight carriers, special commercial zones, HB 233, \*SB 111, Ch. 22.

Motor freight, rates, temporary, publication, hearings, Sub HB 323.

Noise, limit levels, HB 27.

Tow trucks, operators, certification, HB 236.

**TRUST LANDS (See also PUBLIC LANDS):**

Valuation, park purposes sales, HB 171.

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## TRUSTS:

Beneficiary, interest, disclaimer, HB 109.  
Companies, business tax, municipal, HB 343, \*Sub HB 414,  
Ch. 134.  
Funds, insurance acquisition, life of beneficiary,  
HB 108.  
Public moneys, mutual savings banks, HB 303.  
Rental deposits, trust account deposits, HB 7.

## TUBERCULOSIS:

Hospitals, district funds, \*HB 521, Ch. 143 PV.  
Patients, unable to pay, hospital treatment provisions,  
\*HB 521, Ch. 143 PV.

## TUITION AND FEES:

Nonresident students, colleges, universities, \*SB 240,  
Ch. 149.  
War prisoners, missing in action, children, tuition-free  
education provisions, HB 2, \*SB 15, Ch. 17.

## UNEMPLOYMENT COMPENSATION:

Agricultural workers, coverage extended, HB 316.  
Benefits, emergency, extended 13 weeks, HB 61.  
Benefits, pensioners, weekly prorated amount, HB 369.  
Benefits, \*SCR 2-suspended.  
Checks, lost, duplicates, \*SB 89, Ch. 74.  
Contributions, employees, 50%, HB 435, HB 481.  
Eligibility, pregnant women, voluntary resignation,  
benefits eliminated, HB 99.  
Industrial insurance, private insurance company  
coverage, HB 103.  
Jurors, unemployed, considered available for work, HB  
286.  
Port districts, employees, elective coverage provisions,  
\*HB 160, Ch. 35.  
Public utilities, power authorities, employees, coverage  
excluded, HB 24.  
Public work projects, motor vehicle sales tax revenue,  
use provisions, HB 167.  
State employees, contributions, payment provision,  
HB 24.  
Title only, HB 533.

## UNIFORM COMMERCIAL CODE:

Buyer, farm products, security interest, HB 333.

## UNIONS:

Collective bargaining, public agencies, open meetings  
act, exempt, HB 50.  
Labor relations act, state, HB 170, SB 185.  
Public employees, union agreement, binding arbitration,  
labor disputes, HB 49.  
School employees, payroll deductions, SB 184, \*HB 234,  
Ch. 39.  
Strikers, general assistance, public assistance, not  
eligible, HB 231.

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## UNIVERSITY OF WASHINGTON:

Alcoholic beverages, campus sale prohibition repealed,  
 HB 461.  
 University tract properties, payments in lieu of taxes,  
 \*HB 142, Ch. 107.

## UTILITIES AND TRANSPORTATION:

Business, subject to commission regulations, HB 390.  
 Commission, appeals court reference, amendment  
 corrected, \*HB 85, Ch. 13.  
 Department, tow trucks, operators, certification, HB  
 236.

## VETERANS:

Blind, disabled, motor vehicle licenses, free \*SB 84,  
 Ch. 60.  
 Bonus, Viet Nam, payment provisions, HB 19.  
 Bonus, Viet Nam, payments, higher education credits,  
 \*Sub HB 313, Ch. 154.  
 Employment, public, preference points, SB 34, HB 73.  
 Estates, social and health services department, \*SB 83,  
 Ch. 4.  
 Higher education employees, service pension limitations  
 removed, HB 74.  
 Public employees, 25 years service, military credit, Sub  
 HB 347, \*Sub SB 438, Ch. 151 PV.  
 Students, college, residency requirement, \*SB 240, Ch.  
 149.  
 Title only, HB 448, HB 497.

## VETERINARIANS:

Animal technicians, practice, HB 212.

## VETOES:

Governor, entire sections, appropriations, limitations,  
 SJR 112.  
 Veto messages.....pp. 1425-1432.

## VOCATIONAL EDUCATION:

Correctional institutions, programs, \*SB 296, Ch. 7.  
 Physical, mentally deficient, public works employment,  
 prevailing wage rate, \*HB 240, Ch. 91.  
 Students, educational loans, guaranteed, finance  
 committee, investment permitted, \*Sub HB 272, Ch. 92.  
 Students, educational loans, savings and loan  
 associations, \*HB 266, Ch. 42.  
 War prisoners, missing in action, children,  
 tuition-free, education provisions, HB 2, \*SB 15, Ch.  
 17.

## VOCATIONAL REHABILITATION:

Mentally retarded, handicapped, disadvantaged, costs  
 payment, federal, other funds, \*HB 126, Ch. 15.

## VOTERS AND VOTING (See also ELECTIONS):

Registrations, expenses, city portion, HB 463.  
 Registration at high schools, study, \*HFR 51.

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Service voters, absentees, elections, balloting, SB 124,  
HB 173.

**WAR:**

Prisoners, missing in action, children, tuition-free  
education provisions, HB 2, \*SB 15, Ch. 17.

Prisoners, missing, wives, community property managers,  
\*HB 9, Ch. 83.

Undeclared, foreign lands, Washington residents, service  
prohibited, HB 176.

**WARRANTIES:**

Consumer, title only, HB 539.

**WARRANTS:**

State treasurer, payment refusal, recovery provision  
revised, \*SB 28, Ch. 145.

**WASTE DISPOSAL (See also POLLUTION):**

Bonds, facilities construction, issuance authorized, \*HB  
186, Ch. 127.

Controls, individual freedom, study, \*HFR 67.

Facilities, construction, remote areas, Sub HB 410.

Sewerage systems, municipal, operation, permits  
required, \*HB 279, Ch. 140 PV.

**WATER:**

Conservation, soil, water, practices, HB 22.

Marine recreation, land act, Indians, matching funds,  
\*SB 3, Ch. 56.

Public, potable supply, natural resources department,  
eminent domain power, Sub HB 363.

Rights, conditional, temporary, HB 146.

Rights, filing date, time extended, HB 526.

State districts, study, \*HFR 6.

Supply facilities, construction, bonds issuance, \*HB  
187, Ch. 128.

Wood debris, state tidal waters, removal, HB 280, HB  
550.

**WATER TANKS:**

Hot water heaters, pressure system requirements, \*HB 79,  
Ch. 86.

**WEAPONS (See also FIREARMS):**

Outdoor music festivals, possession, carrying,  
prohibited, \*Sub HB 14, Ch. 123.

**WHEAT:**

Commission, director provision, amendment correction,  
\*HB 80, Ch. 8.

**WILDLIFE:**

Protection, title only, HB 556.

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**WILLS:**

Beneficiary, interest, disclaimer, HB 109.  
Probate, uniform code enacted, HB 113.

**WINE (See also ALCOHOLIC BEVERAGES):**

Quality, act, title only, HB 557.

**WOMEN:**

Community property, manager appointment, wives, war prisoners, missing in action, \*HB 9, Ch. 83.  
Community property, rights extended, HB 107.  
Married persons, rights, \*HB 143, Ch. 108.  
Rights, equality, regardless of sex, marital status, \*HJR 61.  
Unemployment compensation, pregnancies, benefits eliminated, HB 99.

**WOOD AND WOOD PRODUCTS:**

Wood fiber debris, state tidal waters, HB 280, HB 550.

**WORKMEN'S COMPENSATION:**

Court probationers, medical aid coverage, HB 28.  
Employee coverage, certain employers, application date extended, \*SB 393, Ch. 78.  
Public assistance recipients, payments, departmental lien provisions, HB 94.

**YACOLT:**

Forest account, high hazard forest area assessments, allocation, \*HB 527 VETOED.

**YOUTH (See also MINORS):**

Alcoholic beverages, purchase, age requirements reduced to 18, election qualification, HB 169.  
Legislature, Y.M.C.A. programs, commended, \*HFR 87.

**ZAHN, GEORGE D.:**

Honored, monument erection, dedication, \*HCR 3.

**ZONES AND ZONING:**

Dog control, townships, HB 218.  
Motor freight, carriers, special commercial zones, prescribed rates, HB 233, \*SB 111, Ch. 22.  
Property, real, use variance, HB 135.  
Property, sales, zoning use certificates, HB 479.  
Variances, reapplication period, study, \*HFR 50.

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