

TWENTY FIFTH DAY

NOON SESSION

Senate Chamber, Olympia, Thursday, February 6, 2014

The Senate was called to order at 12:00 noon by the Vice President Pro Tempore, Senator Brown presiding. No roll call was taken.

MOTION

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

MOTION

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

REPORTS OF STANDING COMMITTEES

February 5, 2014

SB 5020 Prime Sponsor, Senator Sheldon: Modifying indigent defense provisions. Reported by Committee on Law & Justice

MAJORITY recommendation: That Substitute Senate Bill No. 5020 be substituted therefor, and the substitute bill do pass. Signed by Senators Padden, Chair; O'Ban, Vice Chair; Pearson and Roach.

MINORITY recommendation: Do not pass. Signed by Senators Darneille and Pedersen.

MINORITY recommendation: That it be referred without recommendation. Signed by Senator Kline, Ranking Member.

Passed to Committee on Rules for second reading.

February 5, 2014

SB 5125 Prime Sponsor, Senator Holmquist Newbry: Addressing workers' compensation reform through clarification of occupational disease claims. Reported by Committee on Commerce & Labor

MAJORITY recommendation: Do pass. Signed by Senators Holmquist Newbry, Chair; Braun, Vice Chair; Hewitt and King.

MINORITY recommendation: Do not pass. Signed by Senators Conway, Ranking Member; Hasegawa and Kohl-Welles.

Passed to Committee on Rules for second reading.

February 5, 2014

SB 5156 Prime Sponsor, Senator Benton: Requiring notification to parents or guardians in cases of abortion. Reported by Committee on Law & Justice

MAJORITY recommendation: That Substitute Senate Bill No. 5156 be substituted therefor, and the substitute bill do

pass. Signed by Senators Padden, Chair; O'Ban, Vice Chair; Pearson and Roach.

MINORITY recommendation: Do not pass. Signed by Senators Darneille; Kline, Ranking Member and Pedersen.

Passed to Committee on Rules for second reading.

February 5, 2014

SB 5958 Prime Sponsor, Senator McAuliffe: Concerning accountability in providing opportunities for certain students to participate in transition services. Reported by Committee on Early Learning & K-12 Education

MAJORITY recommendation: That Substitute Senate Bill No. 5958 be substituted therefor, and the substitute bill do pass. Signed by Senators Litzow, Chair; Dammeier, Vice Chair; Billig; Brown; Cleveland; Fain; Hill; McAuliffe, Ranking Member; Mullet; Rivers; Rolfes, Assistant Ranking Member.

Passed to Committee on Ways & Means.

February 5, 2014

SB 5986 Prime Sponsor, Senator Ericksen: Eliminating the reduction in state basic education funding that occurs in counties with federal forest lands. Reported by Committee on Early Learning & K-12 Education

MAJORITY recommendation: That Substitute Senate Bill No. 5986 be substituted therefor, and the substitute bill do pass. Signed by Senators Litzow, Chair; Dammeier, Vice Chair; Brown; Fain; Hill; Rivers; Rolfes, Assistant Ranking Member.

MINORITY recommendation: Do not pass. Signed by Senators Billig; Cleveland; McAuliffe, Ranking Member and Mullet.

Passed to Committee on Ways & Means.

February 5, 2014

SB 6121 Prime Sponsor, Senator Dammeier: Concerning the calculation and allocation of appropriations for alternative learning experience courses. Reported by Committee on Early Learning & K-12 Education

MAJORITY recommendation: That Substitute Senate Bill No. 6121 be substituted therefor, and the substitute bill do pass. Signed by Senators Litzow, Chair; Dammeier, Vice Chair; Billig; Brown; Cleveland; Fain; Hill; McAuliffe, Ranking Member; Mullet; Rivers; Rolfes, Assistant Ranking Member.

Passed to Committee on Ways & Means.

February 5, 2014

SB 6127 Prime Sponsor, Senator Litzow: Improving quality in the early care and education system. Reported by Committee on Early Learning & K-12 Education

MAJORITY recommendation: That Substitute Senate Bill No. 6127 be substituted therefor, and the substitute bill do

pass. Signed by Senators Litzow, Chair; Dammeier, Vice Chair; Billig; Brown; Cleveland; Fain; Hill; McAuliffe, Ranking Member; Mullet; Rivers; Rolfes, Assistant Ranking Member.

Passed to Committee on Ways & Means.

February 5, 2014

SB 6144 Prime Sponsor, Senator Fain: Concerning cosmetology training and licensure requirements. Reported by Committee on Commerce & Labor

MAJORITY recommendation: That Substitute Senate Bill No. 6144 be substituted therefor, and the substitute bill do pass. Signed by Senators Holmquist Newbry, Chair; Braun, Vice Chair; Conway, Ranking Member; Hasegawa; Hewitt; King and Kohl-Welles.

Passed to Committee on Rules for second reading.

February 5, 2014

SB 6149 Prime Sponsor, Senator Angel: Addressing contractor liability for industrial insurance premiums for not-for-profit nonemergency medicaid transportation brokers. Reported by Committee on Commerce & Labor

MAJORITY recommendation: That Substitute Senate Bill No. 6149 be substituted therefor, and the substitute bill do pass. Signed by Senators Holmquist Newbry, Chair; Conway, Ranking Member; Hewitt and King.

MINORITY recommendation: Do not pass. Signed by Senator Kohl-Welles.

Passed to Committee on Rules for second reading.

February 5, 2014

SB 6179 Prime Sponsor, Senator Braun: Authorizing workers' compensation group self-insurance plans. Reported by Committee on Commerce & Labor

MAJORITY recommendation: That Substitute Senate Bill No. 6179 be substituted therefor, and the substitute bill do pass. Signed by Senators Holmquist Newbry, Chair; Braun, Vice Chair; Hewitt and King.

MINORITY recommendation: Do not pass. Signed by Senators Conway, Ranking Member; Hasegawa and Kohl-Welles.

Passed to Committee on Rules for second reading.

February 5, 2014

SB 6186 Prime Sponsor, Senator King: Concerning certain public works contracting requirements. Reported by Committee on Commerce & Labor

MAJORITY recommendation: That Substitute Senate Bill No. 6186 be substituted therefor, and the substitute bill do pass. Signed by Senators Holmquist Newbry, Chair; Braun, Vice Chair; Hewitt and King.

MINORITY recommendation: Do not pass. Signed by Senators Conway, Ranking Member; Hasegawa and Kohl-Welles.

Passed to Committee on Rules for second reading.

February 5, 2014

SB 6206 Prime Sponsor, Senator Honeyford: Concerning telecommunications installations. Reported by Committee on Commerce & Labor

MAJORITY recommendation: Do pass. Signed by Senators Holmquist Newbry, Chair; Braun, Vice Chair; Conway, Ranking Member; Hasegawa; Hewitt; King and Kohl-Welles.

Passed to Committee on Rules for second reading.

February 4, 2014

SB 6227 Prime Sponsor, Senator Eide: Enhancing public safety by reducing distracted driving incidents caused by the use of personal wireless communications devices. Reported by Committee on Transportation

MAJORITY recommendation: That Substitute Senate Bill No. 6227 be substituted therefor, and the substitute bill do pass. Signed by Senators Eide, Co-Chair; Hobbs, Vice Co-Chair; King, Co-Chair; Angel; Brown; Cleveland; Fain, Budget Leadership Cabinet; Lias; Mullet; O'Ban and Rolfes.

Passed to Committee on Rules for second reading.

February 4, 2014

SB 6269 Prime Sponsor, Senator Angel: Concerning the first mortgage interest business and occupation tax deduction. Reported by Committee on Financial Institutions, Housing & Insurance

MAJORITY recommendation: That Substitute Senate Bill No. 6269 be substituted therefor, and the substitute bill do pass. Signed by Senators Angel, Co-Chair; Benton, Vice Co-Chair; Hobbs, Co-Chair; Fain; Hatfield and Roach.

MINORITY recommendation: Do not pass. Signed by Senators Mullet, Vice Co-Chair and Nelson.

Passed to Committee on Ways & Means.

February 4, 2014

SB 6273 Prime Sponsor, Senator Hobbs: Revising provisions governing money transmitters. Reported by Committee on Financial Institutions, Housing & Insurance

MAJORITY recommendation: That Substitute Senate Bill No. 6273 be substituted therefor, and the substitute bill do pass. Signed by Senators Angel, Co-Chair; Benton, Vice Co-Chair; Hobbs, Co-Chair; Mullet, Vice Co-Chair; Fain; Hatfield; Nelson and Roach.

Passed to Committee on Rules for second reading.

February 5, 2014

SB 6277 Prime Sponsor, Senator Honeyford: Concerning telecommunications work experience for purposes of eligibility toward limited energy specialty electrician certification. Reported by Committee on Commerce & Labor

MAJORITY recommendation: Do pass. Signed by Senators Holmquist Newbry, Chair; Braun, Vice Chair;

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Conway, Ranking Member; Hasegawa; Hewitt; King and Kohl-Welles.

Passed to Committee on Rules for second reading.

Passed to Committee on Rules for second reading.

February 4, 2014

SB 6290 Prime Sponsor, Senator Sheldon: Regarding miniature hobby boilers. Reported by Committee on Commerce & Labor

SB 6319 Prime Sponsor, Senator Bailey: Modifying the definition of residential real property in homeowners' associations. Reported by Committee on Financial Institutions, Housing & Insurance

MAJORITY recommendation: That Substitute Senate Bill No. 6290 be substituted therefor, and the substitute bill do pass. Signed by Senators Holmquist Newbry, Chair; Braun, Vice Chair; Conway, Ranking Member; Hasegawa; Hewitt; King and Kohl-Welles.

MAJORITY recommendation: Do pass. Signed by Senators Angel, Co-Chair; Benton, Vice Co-Chair; Hobbs, Co-Chair; Mullet, Vice Co-Chair; Fain; Hatfield; Nelson and Roach.

Passed to Committee on Rules for second reading.

Passed to Committee on Rules for second reading.

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SB 6300 Prime Sponsor, Senator Becker: Protecting public sector workers' rights through public disclosure of public sector unions' finances. Reported by Committee on Commerce & Labor

SB 6446 Prime Sponsor, Senator Schoesler: Concerning payments in lieu of taxes on county game lands. Reported by Committee on Natural Resources & Parks

MAJORITY recommendation: That Substitute Senate Bill No. 6300 be substituted therefor, and the substitute bill do pass. Signed by Senators Holmquist Newbry, Chair; Braun, Vice Chair; Hewitt and King.

MAJORITY recommendation: That Substitute Senate Bill No. 6446 be substituted therefor, and the substitute bill do pass. Signed by Senators Pearson, Chair; Dandel; Hargrove; Hewitt; Kline; Liias, Ranking Member and Parlette.

MINORITY recommendation: Do not pass. Signed by Senators Conway, Ranking Member; Hasegawa and Kohl-Welles.

Passed to Committee on Rules for second reading.

Passed to Committee on Rules for second reading.

February 5, 2014

SB 6313 Prime Sponsor, Senator Darneille: Concerning a surcharge for local homeless housing and assistance. Reported by Committee on Financial Institutions, Housing & Insurance

SB 6471 Prime Sponsor, Senator Baumgartner: Creating a teen summer employment wage. Reported by Committee on Commerce & Labor

MAJORITY recommendation: That Substitute Senate Bill No. 6313 be substituted therefor, and the substitute bill do pass. Signed by Senators Angel, Co-Chair; Benton, Vice Co-Chair; Hobbs, Co-Chair; Mullet, Vice Co-Chair; Fain; Hatfield and Roach.

MAJORITY recommendation: That Substitute Senate Bill No. 6471 be substituted therefor, and the substitute bill do pass. Signed by Senators Holmquist Newbry, Chair; Braun, Vice Chair; Hewitt and King.

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

MINORITY recommendation: Do not pass. Signed by Senators Conway, Ranking Member; Hasegawa and Kohl-Welles.

Passed to Committee on Ways & Means.

Passed to Committee on Rules for second reading.

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SB 6317 Prime Sponsor, Senator Angel: Improving the accuracy of the prevailing rate of wage. Reported by Committee on Commerce & Labor

SB 6499 Prime Sponsor, Senator Dammeier: Creating the joint task force on local education financing reform. Reported by Committee on Early Learning & K-12 Education

MAJORITY recommendation: That Substitute Senate Bill No. 6317 be substituted therefor, and the substitute bill do pass. Signed by Senators Holmquist Newbry, Chair; Braun, Vice Chair; Hewitt and King.

MAJORITY recommendation: That Substitute Senate Bill No. 6499 be substituted therefor, and the substitute bill do pass. Signed by Senators Litzow, Chair; Dammeier, Vice Chair; Billig; Brown; Fain; Hill and Rivers.

MINORITY recommendation: Do not pass. Signed by Senators Conway, Ranking Member; Hasegawa and Kohl-Welles.

MINORITY recommendation: Do not pass. Signed by Senators Cleveland; McAuliffe, Ranking Member and Mullet.

MINORITY recommendation: That it be referred without recommendation. Signed by Senator Rolfes, Assistant Ranking Member.

Passed to Committee on Rules for second reading.

February 4, 2014

SB 6507 Prime Sponsor, Senator Hobbs: Modifying certain provisions governing foreclosures. Reported by Committee on Financial Institutions, Housing & Insurance

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MAJORITY recommendation: Do pass. Signed by Senators Angel, Co-Chair; Benton, Vice Co-Chair; Hobbs, Co-Chair; Mullet, Vice Co-Chair; Fain; Hatfield; Nelson and Roach.

Passed to Committee on Rules for second reading.

February 4, 2014

SB 6509 Prime Sponsor, Senator Liias: Concerning fish barrier removals. Reported by Committee on Natural Resources & Parks

MAJORITY recommendation: That Substitute Senate Bill No. 6509 be substituted therefor, and the substitute bill do pass. Signed by Senators Dansel; Hargrove; Hewitt; Kline and Parlette.

Passed to Committee on Ways & Means.

February 5, 2014

SJR 8215 Prime Sponsor, Senator Padden: Amending the state Constitution so that only persons who are qualified voters in a county are elected or appointed to the office of judge of the superior court for that county. Reported by Committee on Law & Justice

MAJORITY recommendation: Do pass. Signed by Senators Padden, Chair; O'Ban, Vice Chair; Pearson and Roach.

MINORITY recommendation: Do not pass. Signed by Senators Darneille; Kline, Ranking Member and Pedersen.

Passed to Committee on Rules for second reading.

MOTION

Senator Fain moved that the measures listed on the Standing Committee report be referred to the committees as designated.

MOTION

Senator Rolfes moved to amend the motion by Senator Fain and that Senate Bill No. 6186 be referred to the Committee on Transportation.

Senator Rolfes spoke in favor of the motion.

MOTION

On motion of Senator Rolfes, the motion by Senator Rolfes to amend the motion by Senator Fain was withdrawn.

The Vice President Pro Tempore declared the question before the Senate to be the motion by Senator Fain that the measures listed on the Standing Committee report be referred to the committees as designated and the motion carried by voice vote.

MOTION

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

MESSAGE FROM THE HOUSE

MR. PRESIDENT:

The House has passed:

SECOND ENGROSSED SUBSTITUTE HOUSE BILL NO. 1448,

HOUSE BILL NO. 1607,

HOUSE BILL NO. 2127,

HOUSE BILL NO. 2148,

and the same are herewith transmitted.

BARBARA BAKER, Chief Clerk

MOTION

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

INTRODUCTION AND FIRST READING

SB 6553 by Senators Kline, Hobbs, Hatfield and Fain

AN ACT Relating to the distribution of real property sale proceeds; and amending RCW 6.21.110.

Referred to Committee on Financial Institutions, Housing & Insurance.

SB 6554 by Senator Ranker

AN ACT Relating to providing life alert services; adding a new section to chapter 70.54 RCW; and prescribing penalties.

Referred to Committee on Energy, Environment & Telecommunications.

SB 6555 by Senators Litzow, Hill, Tom, Hobbs, Dammeier, Rivers and Fain

AN ACT Relating to systematic reviews of education investments; and adding new sections to chapter 28A.150 RCW.

Referred to Committee on Early Learning & K-12 Education.

SB 6556 by Senators Kohl-Welles, Pedersen, McAuliffe, Darneille, Fraser, Nelson, Hasegawa, McCoy, Conway, Chase, Frockt, Billig, Keiser, Ranker, Rolfes and Kline

AN ACT Relating to studying barriers to access; and creating new sections.

Referred to Committee on Governmental Operations.

SB 6557 by Senator Baumgartner

AN ACT Relating to electrician licensing and identification requirements; and amending RCW 19.28.271.

Referred to Committee on Commerce & Labor.

SB 6558 by Senators O'Ban and Darneille

AN ACT Relating to intensive home and community-based mental health services for medicaid-eligible children;

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amending RCW 71.24.065; creating new sections; and making an appropriation.

nothing in this act affects the statutory right of objection based on conscience or religion as set forth in RCW 48.43.065; and adding a new section to chapter 48.43 RCW.

Referred to Committee on Ways & Means.

Referred to Committee on Health Care.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

MOTION

2ESHB 1448 by House Committee on Health Care & Wellness (originally sponsored by Representatives Bergquist, Ross, Cody, Harris, Green, Rodne, Tharinger, Johnson, Manweller, Magendanz and Morrell)

On motion of Senator Fain, all measures listed on the Introduction and First Reading report were referred to the committees as designated with the exception of Senate Bill No. 6553 which was referred to the Committee on Financial Institutions, Housing & Insurance.

AN ACT Relating to telemedicine; amending RCW 70.41.020 and 70.41.230; adding a new section to chapter 41.05 RCW; adding a new section to chapter 48.43 RCW; adding a new section to chapter 74.09 RCW; creating new sections; and providing an effective date.

MOTION

Referred to Committee on Health Care.

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

MOTION

HB 1607 by Representative Rodne

Senator Schoesler moved adoption of the following resolution:

AN ACT Relating to alternative means of service in forcible entry and forcible and unlawful detainer actions; and adding a new section to chapter 59.12 RCW.

SENATE RESOLUTION
8668

Referred to Committee on Financial Institutions, Housing & Insurance.

By Senators Schoesler and Hatfield

HB 2127 by Representatives Van De Wege and Tharinger

AN ACT Relating to the authority of medical program directors; and amending RCW 18.71.212.

WHEREAS, The 4-H Youth Development Program of Washington State University Extension has assisted the young people in Washington develop essential "life skills" since it was established in 1902; and

Referred to Committee on Health Care.

WHEREAS, The program centers on teaching young people to become productive members of society by fostering citizenship, science, math and technology literacy, health and wellness, communication, and decision-making skills; and

HB 2148 by Representatives Cody, Pollet, Senn, Appleton, S. Hunt, Takko, Sells, Carlyle, Fitzgibbon, Springer, Green, Reykdal, Lytton, Tharinger, Jinkins, Roberts, Goodman, Liias, Kagi, Van De Wege, Clibborn, Ryu, Ormsby, Fey, Walkinshaw, Farrell, Hudgins, Santos, Bergquist, Pettigrew and Riccelli

AN ACT Relating to preserving health insurance coverage for the voluntary termination of a pregnancy by requiring health plans issued or renewed on or after January 1, 2015, that provide coverage for maternity care or services to provide a covered person with substantially equivalent coverage to permit the voluntary termination of a pregnancy, by prohibiting a health plan from limiting in any way a woman's access to services related to the voluntary termination of a pregnancy other than terms and conditions generally applicable to the health plan's coverage of maternity care or services including applicable cost sharing, by not limiting in any way a woman's constitutionally or statutorily protected right to voluntarily terminate a pregnancy, by clarifying that health plans are not required to cover abortions that would be unlawful under RCW 9.02.120, by providing an exemption for a multistate plan that does not cover the voluntary termination of pregnancies under federal law, by making the provisions of this act inapplicable to the minimum extent necessary to avoid noncompliance with federal requirements that are a prescribed condition to the allocation of federal funds to the state, and by clarifying that

WHEREAS, Over 90,000 young people and 8,000 adult volunteers throughout Washington participated in 4-H Youth Development Programs in 2013; and

WHEREAS, These programs helped participants learn about a wide variety of subjects including science, family living, applied arts, and government activism; and

WHEREAS, These programs work with traditional community clubs and reach youth through urban groups, special interest groups, nutrition programs, after school programs, camping, and interagency learning experiences; and

WHEREAS, More than 300 4-H members from around the state are currently visiting the State Capitol as part of an annual statewide educational program titled "4-H Know Your Government"; and

WHEREAS, The 4-H Know Your Government program focused this year on lobbying and its impact; and

WHEREAS, 4-H will continue its dedication to empower young people to become active global citizens and realize the value, significance, and responsibility of taking part in local, regional, state, national, and international community issues;

NOW, THEREFORE, BE IT RESOLVED, That the members of the Washington State Senate recognize the 4-H Youth Development Program for its many contributions to the youth of Washington and the betterment of our communities; and

BE IT FURTHER RESOLVED, That a copy of this resolution be immediately transmitted by the Secretary of the Senate to Pat BoyEs, the State 4-H Director for the Washington State University Extension 4-H Youth Development Program.

Senator Schoesler spoke in favor of adoption of the resolution.

The Vice President Pro Tempore declared the question before the Senate to be the adoption of Senate Resolution No. 8668.

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

MOTION

Senator Dansel moved adoption of the following resolution:

SENATE RESOLUTION 8675

By Senator Dansel

WHEREAS, British Columbia and Washington State share a border, many natural resources, and geological and geographic similarities; and

WHEREAS, British Columbia and Washington State often work together to achieve mutual goals, including British Columbia working together with Whatcom, Okanogan, Ferry, Stevens, and Pend Oreille counties to secure and streamline border crossings, facilitating transportation of goods and travelers throughout the region; and

WHEREAS, The paramount duty of Washington State is the education of our youth in order to prepare them to be our leaders in the future; and

WHEREAS, British Columbia recognizes the importance and value of quality civic education; and

WHEREAS, The Legislative Assembly of British Columbia and Washington State Legislature sponsor nationally renowned internship programs meant to educate interns and promote political awareness; and

WHEREAS, Washington State undergraduate interns spend their winter quarter or spring semester working in Olympia with staff and members of the Washington State Senate or House of Representatives; and

WHEREAS, In addition to their office work, interns participate in weekly academic seminars and workshops, learning about the process of a representative democracy with a bicameral legislature; and

WHEREAS, The British Columbia Legislative Internship Program offers an opportunity to university graduates to supplement their academic training by observing the daily workings of the Legislative Assembly firsthand; and

WHEREAS, Interns acquire skills and knowledge that they can apply to chosen careers and future life experiences, which further

contributes to a greater public understanding and appreciation of parliamentary government; and

WHEREAS, The exchange program represents a shadowing opportunity by which British Columbia interns can visit the state capitol in Olympia and Washington State interns can visit the provincial capitol in Victoria; and

WHEREAS, For the eleventh year, British Columbia and Washington State legislative interns have participated in this exchange program to explore and learn about the history and government processes of a different legislative body; and

WHEREAS, We welcome the British Columbia legislative interns to the Washington State legislature and commend their numerous academic achievements and passion for government;

NOW, THEREFORE, BE IT RESOLVED, That the Washington State Senate honor the hardworking and dedicated British Columbia Legislative Internship Program facilitators: Karen Aitken and Jennifer Ives, as well as the British Columbia legislative interns: Carly Aasen, Beaudin Bennett, Elyse Goatcher-Bergmann, Sarah Griffiths, Simran Lehal, Johanna McBurnie, Ethan Plato, Esther Rzeplinski, Renae Sinclair, and Adam Walter, and extend our deepest gratitude to our own legislative intern coordinators: Judi Best, Emily McCartan, and Paula Rehwaldt for bringing together such an excellent program; and

BE IT FURTHER RESOLVED, That the Washington State Senate hereby honor, thank, and celebrate the British Columbia legislative interns here today.

Senator Dansel spoke in favor of adoption of the resolution.

The Vice President Pro Tempore declared the question before the Senate to be the adoption of Senate Resolution No. 8675.

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

MOTION

At 12:09 p.m., on motion of Senator Fain, the Senate adjourned until 10:00 a.m. Friday, February 7, 2014.

BRAD OWEN, President of the Senate

HUNTER G. GOODMAN, Secretary of the Senate

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